

APPLICATION FOR NOMINATION TO THE 18th CIRCUIT COURT

(Please attach additional pages as needed to respond fully to questions.)

DATE: January 24, 2020 Florida Bar No.: 0615870

GENERAL: Social Security No.: [REDACTED]

1. Name Gregory J. Donoghue E-mail: greg@donoghuelaw.com

Date Admitted to Practice in Florida: November 25, 1986

Date Admitted to Practice in other States: n/a

2. State current employer and title, including professional position and any public or judicial office.

Gregory J. Donoghue, P.A., d/b/a Law Office of Donoghue & Associates.
President/owner.

3. Business address: 2201 Dairy Road

City Melbourne County Brevard State FL ZIP 32904

Telephone (321) 725-1499 FAX (321) 725-1512

4. Residential address: 1270 Cedar Lane

City Indialantic County Brevard State FL ZIP 32903

Since 2001 Telephone (321) 591-4542

5. Place of birth: New Orleans, LA

Date of birth: March 9, 1960 Age: 59

6a. Length of residence in State of Florida: 33 years

6b. Are you a registered voter? Yes No

If so, in what county are you registered? Brevard

7. Marital status: M

If married: Spouse's name Jennifer Donoghue

Date of marriage February 26, 1994

Spouse's occupation Office Manager/Bookkeeper

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

Elizabeth Donoghue. 2800 Watkins Drive, Melbourne, FL 32901.

Brevard County, Florida. Case #05-1991-DR-008381. July 11, 1991..

8. Children

<i>Name(s)</i>	<i>Age(s)</i>	<i>Occupation(s)</i>	<i>Residential address(es)</i>
Erin Bailey Donoghue	31	Public Relations, Town of Harpenden Construction Documentation	15 Lodge Gardens, Harpenden, Hertfordshire, AL54JE, England
Michael Casey Donoghue	25	, MultiVista Systems	2955 Cercy Trace, Tallahassee, FL 32309 1270 Cedar Lane, Indialantic, FL 32903
Mallory Cay Donoghue	23	College Graduate, UT	(Temporary. Relocating to Ireland.)

9. Military Service (including Reserves)

<i>Service</i>	<i>Branch</i>	<i>Highest Rank</i>	<i>Dates</i>
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Rank at time of discharge _____ Type of discharge _____

Awards or citations _____

HEALTH:

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

No

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

Yes No

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

Please describe such treatment or diagnosis.

11b. In the past ten years have any of the following occurred to you which would interfere with your ability to work in a competent and professional manner?

- Experiencing periods of no sleep for 2 or 3 nights
- Experiencing periods of hyperactivity
- Spending money profusely with extremely poor judgment
- Suffered from extreme loss of appetite
- Issuing checks without sufficient funds
- Defaulting on a loan
- Experiencing frequent mood swings
- Uncontrollable tiredness
- Falling asleep without warning in the middle of an activity

Yes No

If yes, please explain.

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

Yes No

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

Yes No

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

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

No

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

No

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

No

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

No

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

No

EDUCATION:

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

<i>Schools</i>	<i>Class Standing</i>	<i>Dates of Attendance</i>	<i>Degree</i>
University of Tennessee, Knoxville	Honors	1978-1982	B.A, with Honors.
University of Tennessee, Knoxville, College of Law	Honors, 3 semesters	1983-1986	J.D.

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

Phi Sigma Alpha; National Political Science Honor Society; Jessup International Law Moot Court, placed in national competition; final round of Moot Court Intercollegiate Competition, University of Tennessee; editorial board of Tennessee Judicial Newsletter.

NON-LEGAL EMPLOYMENT:

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

<i>Date</i>	<i>Position</i>	<i>Employer</i>	<i>Address</i>
1980-1981	Track & Field Assistant, Field/Stadium Maintenance	University of Tennessee, Athletic Department	Neyland Stadium, Knoxville, Tennessee
1982	Hotel Concierge	Marie Antoinette Hotel	St. Ann Street, New Orleans, Louisiana

PROFESSIONAL ADMISSIONS:

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

<i>Court or Administrative Body</i>	<i>Date of Admission</i>
United States Supreme Court	11/17/03
United States District Court, Middle District of Florida	3/16/87
All Florida State Courts	11/25/86

LAW PRACTICE: (If you are a sitting judge, answer questions 21 through 26 with reference to the years before you became a judge.)

21. State the names, dates and addresses for all firms with which you have been associated in practice, governmental agencies or private business organizations by which you have been employed, periods you have practiced as a sole practitioner, law clerkships and other prior employment:

<i>Position</i>	<i>Name of Firm</i>	<i>Address</i>	<i>Dates</i>
Assistant State Attorney	18 th Judicial Circuit	Florida	1986-1988
Associate Attorney	Holland, Starling & Severs	Melbourne, Florida	1988-1989
Associate Attorney	Amari & Theriac	Cocoa, Florida	1989-1990
Associate/Partner	Kane, Singer, Donoghue, et al	1329 Bedford Drive, Melbourne, FL	1990-1999
Attorney/Owner	Gregory J. Donoghue, P.A.	2201 Dairy Road, Melbourne, FL	1999-Present

22. Describe the general nature of your current practice including any certifications which you possess; additionally, if your practice is substantially different from your prior practice or if you are not now practicing law, give details of prior practice. Describe your

typical clients or former clients and the problems for which they sought your services.

Present practice: personal injury and insurance coverage issues, medical malpractice.

Florida Bar Board Certified Civil Trial Lawyer.

National Board of Trial Advocacy, Board Certified Civil Trial Lawyer.

Prior practice, 1988-1999, insurance defense attorney.

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

Court		Area of Practice	
Federal Appellate	_____ %	Civil	_____ 100 %
Federal Trial	_____ %	Criminal	_____ %
Federal Other	_____ 2 %	Family	_____ %
State Appellate	_____ 4 %	Probate	_____ %
State Trial	_____ 94 %	Other	_____ %
State Administrative	_____ %		
State Other	_____ %		
	_____ %		
TOTAL	_____ 100 %	TOTAL	_____ 100 %

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

Jury?	_____ 150 _____	Non-jury?	_____ 25-30 _____
Arbitration?	_____ 500-550 _____ mediations	Administrative Bodies?	_____ 5 _____

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

No

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

No

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

- 27a. For your last 6 cases, which were tried to verdict before a jury or arbitration panel or tried

to judgment before a judge, list the names and telephone numbers of trial counsel on all sides and court case numbers (include appellate cases).

1. James Auchter and Ashlee Auchter v. Jessica Conti. Case #05-2013-CA-44276.
David Evelev 321-972-0000.

Jessica Conti v. James Auchter and Ashlee Auchter. Case # 5D18-0696. Mark Tinker
813-509-2631.

2. Anna Grinwis and John Grinwis v. Allstar Cleaning Service, Inc., a Florida
corporation. Case #05-2013-CA-032279.

Allstar Cleaning Service, Inc., a Florida corporation. Case #5D16-2617.

Dennis O'Connor 407-843-2100.

3. Danielle Wright v. Glenda Jackson. Case #05-2013-CA-39120.

William Underhill 386-238-1357.

Glenda Jackson v. Danielle Wright. Case #5D16-2933.

Mark Tinker 813-221-1500.

4. Lou Sink v. Andrea Iris Deratany and Todd Corey Deratany. Case #05-2010-CA-
10370.

Kurt Alexander 321-452-4111.

5. Mark Prince v. Michael Paul Lindley and Tristan Maxum. Case # 05-2013-CA-
038949.

Philip King, Jr. 407-843-2111.

6. Daniel Monahan v. Jack Bosworth and James Bosworth. Case #05-2012-CA-
020894.

Jeffrey Cosby 772-463-8402.

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

1. Mary Malito v. Florida Institute of Technology, Inc. Case #05-2018-CA-036872.

Jeffrey Weiss 407-425-9566; Rory Jurman 954-377-8100.

2. William Engel v. Linksters North Port, LLC, d/b/a Linksters Tap Room and Jimmy
Raoul. Case #2017-CA-004718-SC.

William Lawton 407-422-4310.

3. Nicholas Dooley v. Frank Tetro and Harbor Auto Care, Inc., a Florida for profit
corporation. Case #05-2018-CA-049398.

Adam Shelton 727-316-6330.

4. Clifford Dielhenn and Gaylin Kircher, his wife v. Adam E. Zoiss, Edward J. Zoiss, and
Jill Zoiss. Case #05-2018-CA-028123.

Eric Elms 407-843-2111.

5. James Tamburino and Kathleen Tamburino, his wife v. Lowe's Home Centers, LLC, a foreign limited liability company, d/b/a Lowe's. Case #05-2018-CA-034707.

Jeffrey Alexander 561-775-9822.

6. Shannon Unuscavage v. State Farm Mutual Auto Insurance Company. Case # 05-2018-CA-018664.

Sebastian Poprawski 772-463-8402.

27c. During the last five years, how frequently have you appeared at administrative hearings?
0 average times per month

27d. During the last five years, how frequently have you appeared in Court?
6 average times per month

27e. During the last five years, if your practice was substantially personal injury, what percentage of your work was in representation of plaintiffs? 95% Defendants?
5%

28. If during any prior period you have appeared in court with greater frequency than during the last five years, indicate the period during which this was so and give for such prior periods a succinct statement of the part you played in the litigation, numbers of cases and whether jury or non-jury.

I appeared in court extremely frequently from 1986 until 2015. As I hired more attorneys in my practice, my court appearances, while still frequent, became less.

29. For the cases you have tried to award in arbitration, during each of the past five years, indicate whether you were sole, associate or chief counsel. Give citations of any reported cases.

Chief counsel in all mediations.

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

1. Danielle Wright v. Glenda Jackson. Case #05-2013-CA-39120. Client: Danielle Wright. Chief counsel. Complex closed-head injury case, in-depth neuropsychological testimony, disputed liability. Substantial verdict for Plaintiff on March 29, 2013. Circuit Court, 18th Judicial Circuit before the Honorable George Maxwell. Opposing counsel, Ashby Underhill

2. State of Florida v. Grace West. Case #05-1987-CF-002711-AXXX. Client: State of Florida. Chief counsel. Manslaughter while intoxicated, complex issues regarding prescription medication and alcohol interaction. Conviction on February 16, 1988. Circuit Court, 18th Judicial Circuit before the Honorable Edward Jackson. Opposing counsel, Dan Ciener.

3. Laura Hamilton v. American Honda Motor Corporation. Case #05-2007-CF-058692-AXXX. Client: Laura Hamilton. Chief Counsel. Product liability, defective airbag, complicating issues with plaintiff in custody. Resulted in substantial structured settlement on October 1, 2009. Circuit Court, 18th Judicial Circuit before the Honorable George Maxwell. Opposing counsel, Frank Hosley.

4. Juan Piloto Dominguez v. Progressive American Insurance Company. Case #05-2009-CA-069966. Client: Juan Piloto Dominguez. Chief counsel. Insurance coverage denial, novel plaintiff's theory of pollution control section of policy. Settlement achieved at mediation with payment of plaintiff's damages, interest and awarded attorneys' fees and costs on May 14, 2010. Circuit Court, 18th Judicial Circuit before the Honorable John Dean Moxley. Opposing counsel, Terryl Blackman Walker.

5. Coralie Elizabeth Walker, individually and as Personal Representative of the Estate of Shawn Walker v. Blue Cube Operations, LLC, a Delaware Corporation, d/b/a Poly-Carb; Juan Serrano; and Bridge Masters. Case # 05-2017-CA-035798. Client: Coralie Elizabeth Walker and the Estate of Shawn Walker. Chief Counsel. Motorcycle wrongful death case, complex liability involving motorcycle rear-end collision with heavy equipment, complex issues determining proper parties, contractors, subcontractors, indemnity agreements, and contractual requirements for road work for the State of Florida, disputed liability. Substantial recovery for Coralie Walker and for the Estate of Shawn Walker on July 18, 2018. Circuit Court, 18th Judicial Circuit before the Honorable Tonya Rainwater. Opposing counsel, Joseph Guffey.

6. Thyra McNeil v. United Insurance Company of America. Case #05-2010-CA-008835. Client: Thyra McNeil. Chief Counsel. Life insurance denial over alleged misrepresentation of decedent. Decedent was shot and killed by an unknown assailant. Involved insurance company targeting persons in underserved communities. Plaintiff

counsel uncovered that the company had a common practice of denying coverage, returning premiums, and refusing to pay any benefits. Successfully settled on eve of trial with award of policy benefits, interest, and attorneys' fees and costs. In addition, Plaintiff's counsel defended Thyra McNeil when the U.S. Internal Revenue Service made an attempt to tax Plaintiff on the award of her attorneys' fees. Also successfully defended, resulting in no tax burden to Thyra McNeil. August 3, 2005. Circuit Court, 18th Judicial Circuit before the Honorable George B. Turner. Opposing counsel, John D. Robinson.

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

MGA Insurance Company, Inc. v. Tammy Gordon, et al. Answer Brief of Appellees is attached. Prepared solely by applicant.

PRIOR JUDICIAL EXPERIENCE OR PUBLIC OFFICE:

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

No

- 32b. List any prior quasi-judicial service:

<i>Dates</i>	<i>Name of Agency</i>	<i>Position Held</i>
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Types of issues heard:

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

No

- 32d. If you have had prior judicial or quasi-judicial experience,

(i) List the names, phone numbers and addresses of six attorneys who appeared before you on matters of substance.

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

- (iii) List citations of any opinions which have been published.
- (iv) List citations or styles and describe the five most significant cases you have tried or heard. Identify the parties, describe the cases and tell why you believe them to be significant. Give dates tried and names of attorneys involved.
- (v) Has a complaint about you ever been made to the Judicial Qualifications Commission? If so, give date, describe complaint, whether or not there was a finding of probable cause, whether or not you have appeared before the Commission, and its resolution.
- (vi) Have you ever held an attorney in contempt? If so, for each instance state name of attorney, approximate date and circumstances.
- (vii) If you are a quasi-judicial officer (ALJ, Magistrate, General Master), have you ever been disciplined or reprimanded by a sitting judge? If so, describe.

BUSINESS INVOLVEMENT:

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

City Park Properties, LLC. President. Business owns real estate, including 23048 Cross of Honor Way, Rodanthe, NC 27968; and 2201 Dairy Road, Melbourne, FL 32904.

Dairy Professional Center Owner's Association. President. For the purpose of administering the operation and management of the common area and facilities of Dairy Professional Center in Melbourne, Florida.

Gregory J. Donoghue, P.A. President. Legal practice. Practice would be closed if appointed to judicial office.

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

Vacation rental properties: Outer Banks, North Carolina, 2005-present. Costa Rica, 2010-2017.

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

Rental property income.

POSSIBLE BIAS OR PREJUDICE:

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

None

MISCELLANEOUS:

35a. Have you ever been convicted of a felony or a first degree misdemeanor?

Yes _____ No If "Yes" what charges? _____

Where convicted? _____ Date of Conviction: _____

35b. Have you pled nolo contendere or pled guilty to a crime which is a felony or a first degree misdemeanor?

Yes _____ No If "Yes" what charges? _____

Where convicted? _____ Date of Conviction: _____

35c. Have you ever had the adjudication of guilt withheld for a crime which is a felony or a first degree misdemeanor?

Yes _____ No If "Yes" what charges? _____

Where convicted? _____ Date of Conviction: _____

36a. Have you ever been sued by a client? If so, give particulars including name of client, date suit filed, court, case number and disposition.

No

36b. Has any lawsuit to your knowledge been filed alleging malpractice as a result of action or inaction on your part?

No

36c. Have you or your professional liability insurance carrier ever settled a claim against you for professional malpractice? If so, give particulars, including the amounts involved.

No

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

No

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

No

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

Yes. Small claims court, house painting dispute. Gregory Donoghue v. Jeff Meddleton. Brevard County, Case #05-1994-SC-008324. Disposition: judgment for Plaintiff.

Defendant in contract dispute. Rush Lawson v. Gregory J. Donoghue. Case #05-2005-CA-023146. Disposition: dismissed with prejudice by Plaintiff Rush Lawson with no settlement or damages being paid.

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

No

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

No

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

No

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

No

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

Yes No If no, please explain. _____

43b. Have you ever paid a tax penalty?

Yes No If yes, please explain what and why. _____

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

No

HONORS AND PUBLICATIONS:

44. If you have published any books or articles, list them, giving citations and dates.
Articles for Tennessee Judicial Newsletter Law School. Various other articles, but dates and publication unknown. I have not published extensively.
45. List any honors, prizes or awards you have received. Give dates.
Pi Sigma Alpha, National Political Science National Honor Society; Honors, 1981.
Jessup International Law Moot Court, Team Award, 1985. Meritorious Public Service Award for Chair Grievance Committee 18c, 2000. 3 semesters University of Tennessee College of Law, Honors, 1983-1986; Award for Meritorious Public Service as Chair of the Unauthorized Practice of Law Committee A, 2017; Award for Excellence in Legal Education, Florida Law Related Education Association, 2017,
46. List and describe any speeches or lectures you have given.
Presenter at Alternative Dispute Resolution Section of the Florida Bar, Mentoring Academy, 2019.
Presenter at Brevard County Bar Association regarding legislative update.
Presenter at Florida Bar CLE Seminar regarding legal advertising.
47. Do you have a Martindale-Hubbell rating? Yes If so, what is it? ___ No
BV. Listed under Greg J. Donoghue.

PROFESSIONAL AND OTHER ACTIVITIES:

- 48a. List all bar associations and professional societies of which you are a member and give the titles and dates of any office which you may have held in such groups and committees to which you belonged.
Brevard County Bar Association; Florida Bar Association; National Board of Trial Advocacy, Board Certified Civil Trial Lawyer section; Alternative Dispute Resolution section of the Florida Bar Association; Florida Justice Association; Central Florida Trial Lawyers Association; Brevard County Bar Foundation Lifetime Member..
- 48b. List, in a fully identifiable fashion, all organizations, other than those identified in response to question No. 48(a), of which you have been a member since graduating from law school, including the titles and dates of any offices which you have held in each such organization.
- 48c. List your hobbies or other vocational interests.
Playing guitar, surfing, skeet shooting, water fowling, hiking, swimming, reading, volunteering at community events, coaching Melbourne High School Mock Trial team, volunteering for various organizations.
- 48d. Do you now or have you ever belonged to any club or organization that in practice or policy restricts (or restricted during the time of your membership) its membership on the basis of race, religion, national origin or sex? If so, detail the name and nature of the

club(s) or organization(s), relevant policies and practices and whether you intend to continue as a member if you are selected to serve on the bench.

No

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

Brevard County Legal Aid, including presently handling a pro bono case. Coach Melbourne High School Mock Trial Team, 2011 - present. Presently serving on the Florida Bar Grievance Committee 18C, former Chairman in prior service with Grievance Committee. Former Chairman of Florida Bar Unauthorized Practice of Law Committee A. Service on various Florida Bar Committees, including Judicial Nominating Rules and Procedures Committee, and Individual Rights and Responsibilities Committee; former Board Member of Central Florida Legal Services.

SUPPLEMENTAL INFORMATION:

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

Florida Bar Alternative Dispute Resolution Mentoring Academy.

Justice Teaching Training.

Supreme Court Certified Civil Circuit Mediator Training

Medical Diagnosis Seminar.

Grievance Committee Orientation Training.

Various on-line seminars on a variety of civil law topics.

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

See #46. Additionally, 8 years coaching Melbourne High School mock trial team, including 6 years at State level competition.

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

Florida Bar Board Certified Trial Lawyer. National Board of Trial Advocacy Board Certification. Supreme Court Certified Civil Circuit Mediator. Eleven years as an insurance defense attorney, tried numerous cases as a defense attorney. Assistant State attorney from 1986 - 1988; tried 67 criminal cases to jury verdict as an ASA. Tried 3 or 4 criminal cases to verdict as defense counsel. Participated in college moot court competitions. Experience operating a successful law practice both as a partner and as sole proprietor for the past 25 years.

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

My experience ranges from a brief but intensive experience as an Assistant State Attorney handling criminal cases, with a tremendous amount of courtroom experience, having practiced both personal injury and insurance defense for a combined 30 years. I have handled several cases at the appellate level and litigated Federal Court cases. I have also handled several cases both formally and informally on a pro bono basis.

52. If you have previously submitted a questionnaire or application to this or any other judicial nominating commission, please give the name of the commission and the approximate date of submission.

No

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

I have a wide variety of experience and have handled many cases outside of my specialties of personal injury and insurance coverage issues, including declaratory judgments on contracts and the present pro bono case I am handling regarding partition and accounting of real estate and declaratory judgment. I believe I would be fair and impartial as I have seen so many sides of several issues. My goal is to serve the community where I have made my career and life.

REFERENCES:

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

1. Pam Bress. 1430 Sarno Road, Melbourne, Florida 32935. 321-795-6205.
2. Douglas R. Beam. 25 West New Haven Avenue, Melbourne, Florida 32903. 321-723-6591.
3. Patricia Ann Toro Savitz. The Florida Bar, 651 E. Jefferson Street, Tallahassee, Florida 32394.
4. Dr. William Booth. 5625 Holy Trinity Drive, Melbourne, Florida 32940. 321-617-7289.
5. The Honorable Charles Roberts. Moore Justice Center, 2825 Judge Fran Jamieson Way, Viera, Florida 32940. 321-617-7289.
6. Ashby Underhill. 24 Cathedral Place, Suite 502, St. Augustine, Florida 32084. 904-810-1025.
7. Gregory Miles. 200 East Robinson Street, Orlando, Florida 32801. 407-649-9495.
8. Charles "Chip" Barger, Jr. 525 North Harbor City Boulevard, Melbourne, Florida 32935. 321-777-7777.
9. Ernest Chang. 6767 North Wickham Road, Suite 400, Melbourne, Florida 32940. 321-480-7969 or 321-255-6380.
10. Charles Fouche. 6992 N. Atlantic Avenue, Cape Canaveral, Florida 32920. 321-868-2274.

CERTIFICATE

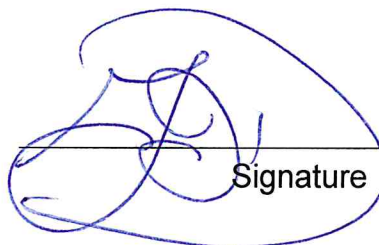
I have read the foregoing questions carefully and have answered them truthfully, fully and completely. I hereby waive notice by and authorize The Florida Bar or any of its committees, educational and other institutions, the Judicial Qualifications Commission, the Florida Board of Bar Examiners or any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

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

Dated this 28th day of January, 2020.

Gregory J Donoghue

Printed Name


Signature

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

FINANCIAL HISTORY

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

Current year to date	\$42,283		
List Last 3 years	\$1,701,060	\$1,220,653	\$1,087,962

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

Current year to date	\$672		
List Last 3 years	\$849,034	\$330,912	\$264,980

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

Current year to date	not available		
List Last 3 years	\$216,490	\$223,705	\$218,033

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

Current year to date	not available		
List Last 3 years	\$75,842	0 (expenses, repairs, upgrades)	\$76,519

**FORM 6
FULL AND PUBLIC
DISCLOSURE OF
FINANCIAL INTEREST**

PART A – NET WORTH

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

My net worth as of December 31st, 2019 was \$6,684,687.

PART B - ASSETS

HOUSEHOLD GOODS AND PERSONAL EFFECTS:

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

The aggregate value of my household goods and personal effects (described above) is \$ 250,000

ASSETS INDIVIDUALLY VALUED AT OVER \$1,000:

DESCRIPTION OF ASSET (specific description is required – see instructions p. 3)

VALUE OF ASSET

DESCRIPTION OF ASSET (specific description is required – see instructions p. 3)	VALUE OF ASSET
1270 Cedar Ln, Indialantic, FL	\$1,200,000
23048 Cross of Honor Way, Rodanthe, NC	\$1,800,000
2201 Dairy Road, Melbourne, FL	\$800,000
Charles Schwab 401k	\$1,208,128
UBS Investment Portfolio	\$2,176,040
Personal effects/household items	\$250,000

PART C - LIABILITIES

LIABILITIES IN EXCESS OF \$1,000 (See instructions on page 4):

NAME AND ADDRESS OF CREDITOR

AMOUNT OF LIABILITY

NAME AND ADDRESS OF CREDITOR	AMOUNT OF LIABILITY
US Bank. 4801 Frederica Street, Owensboro, KY (primary residence mortgage)	\$237,914
Citizens One. PO Box 6260, Glen Allen, VA (NC rental property mortgage)	\$511,468

JOINT AND SEVERAL LIABILITIES NOT REPORTED ABOVE:

NAME AND ADDRESS OF CREDITOR

AMOUNT OF LIABILITY

NAME AND ADDRESS OF CREDITOR	AMOUNT OF LIABILITY

PART D - INCOME

You may ***EITHER*** (1) file a complete copy of your latest federal income tax return, *including all W2's, schedules, and attachments*, ***OR*** (2) file a sworn statement identifying each separate source and amount of income which exceeds \$1,000 including secondary sources of income, by completing the remainder of Part D, below.

I elect to file a copy of my latest federal income tax return and all W2's, schedules, and attachments.
 (if you check this box and attach a copy of your latest tax return, you need not complete the remainder of Part D.)

PRIMARY SOURCE OF INCOME (See instructions on page 5):

NAME OF SOURCE OF INCOME EXCEEDING \$1,000	ADDRESS OF SOURCE OF INCOME	AMOUNT

SECONDARY SOURCES OF INCOME [Major customers, clients, etc., of businesses owned by reporting person—see instructions on page 6]

NAME OF BUSINESS ENTITY	NAME OF MAJOR SOURCES OF BUSIENSS' INCOME	ADDRESS OF SOURCE	PRINCIPAL BUSINESS ACTIVITY OF SOURCE

PART E – INTERESTS IN SPECIFIC BUSINESS [Instructions on page 7]

	BUSINESS ENTITY #1	BUSINESS ENTITY #2	BUSINESS ENTITY #3
NAME OF BUSINESS ENTITTY			
ADDRESS OF BUSINESS ENTITY			
PRINCIPAL BUSINESS ACTIVITY			
POSITION HELD WITH ENTITY			
I OWN MORE THAN A 5% INTEREST IN THE BUSINESS			
NATURE OF MY OWNERSHIP INTEREST			

IF ANY OF PARTS A THROUGH E ARE CONTINUED ON A SEPARATE SHEET, PLEASE CHECK HERE


OATH

I, the person whose name appears at the beginning of this form, do depose on oath or affirmation and say that the information disclosed on this form and any attachments hereto is true, accurate, and complete.

STATE OF FLORIDA

COUNTY OF Brevard

Sworn to (or affirmed) and subscribed before me this 30th day of January 20 20 by Gregory D. Donoghue



(Signature of Notary Public—State of Florida)

Teresa Smith

(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known OR Produced Identification

Type of Identification Produced




SIGNATURE

INSTRUCTIONS FOR COMPLETING FORM 6:

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

PART A – NET WORTH

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

To total the value of your assets, add:

- form;
- (1) The aggregate value of household goods and personal effects, as reported in Part B of this form;
 - (2) The value of all assets worth over \$1,000, as reported in Part B; and
 - (3) The total value of any assets worth less than \$1,000 that were not reported or included in the category of “household goods and personal effects.”

To total the amount of your liabilities, add:

- (1) The total amount of each liability you reported in Part C of this form, except for any amounts listed in the “joint and several liabilities not reported above” portion; and,
- (2) The total amount of unreported liabilities (including those under \$1,000, credit card and retail installment accounts, and taxes owed).

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

HOUSEHOLD GOODS AND PERSONAL EFFECTS:

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

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

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

How to Identify or Describe the Asset:

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

— Intangible property: Identify the type of property and the business entity or person to which or to whom it relates. **Do not list simply “stocks and bonds” or “bank accounts.”** For example, list “Stock (Williams Construction Co.),” “Bonds (Southern Water and Gas),” “Bank accounts (First

National Bank),” “Smith family trust,” Promissory note and mortgage (owed by John and Jane Doe).”

How to Value Assets:

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

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

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

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

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

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

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

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

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

PART C—LIABILITIES

LIABILITIES IN EXCESS OF \$1,000:

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

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

How to Determine the Amount of a Liability:

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

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

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

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

Examples:

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

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

JOINT AND SEVERAL LIABILITIES NOT REPORTED ABOVE:

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

PART D – INCOME

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

PRIMARY SOURCES OF INCOME:

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

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

Examples:

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

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

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

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

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

SECONDARY SOURCE OF INCOME:

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

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

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

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

Examples:

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

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

PART E – INTERESTS IN SPECIFIED BUSINESS

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

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

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

JUDICIAL APPLICATION DATA RECORD

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

(Please Type or Print)

Date: January 29, 2020

JNC Submitting To: 18th Judicial Circuit

Name (please print): Gregory J. Donoghue

Current Occupation: attorney

Telephone Number: 321-725-1499 Attorney No.: 0615870

Gender (check one): Male Female

Ethnic Origin (check one): White, non Hispanic

Hispanic

Black

American Indian/Alaskan Native

Asian/Pacific Islander

County of Residence: Brevard

FLORIDA DEPARTMENT OF LAW ENFORCEMENT

DISCLOSURE PURSUANT TO THE
FAIR CREDIT REPORTING ACT (FCRA)

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

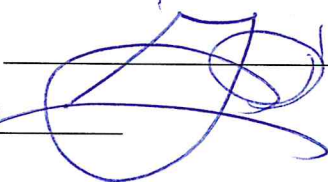
CONSUMER'S AUTHORIZATION FOR FDLE
TO OBTAIN CONSUMER REPORT(S)

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

Printed Name of
Applicant:

Gregory J. Donoghue

Signature of Applicant:



Date: January 29, 2020