

APPLICATION FOR NOMINATION TO THE CIRCUIT COURT

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

DATE: April 4, 2019 Florida Bar No.: 0841102

GENERAL: Social Security No.: _____

1. Name Patrick A. Lepore E-mail: plepore@pd18.net

Date Admitted to Practice in Florida: January 23, 1990

Date Admitted to Practice in other States: N/A

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

Assistant Public Defender, 18th Judicial Circuit, Brevard County, Florida

3. Business address: 2725 Judge Fran Jamieson Way, Bldg. E

City Viera County Brevard State FL ZIP 32940

Telephone (321) 617-7373 FAX (321) 617-7353

4. Residential address: _____

City _____ County Brevard State FL ZIP _____

Since 2016 Telephone _____

5. Place of birth: Miami, FL

Date of birth: 05/14/1964 Age: 54

6a. Length of residence in State of Florida: Life

6b. Are you a registered voter? Yes No

If so, in what county are you registered? Brevard

7. Marital status: Divorced

If married: Spouse's name _____

Date of marriage _____

Spouse's occupation _____

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.

Brevard County, September 15, 2015, 05-2010-DR-011809

8. Children

Name(s) *Age(s)* *Occupation(s)* *Residential address(es)*

9. Military Service (including Reserves)

Service *Branch* *Highest Rank* *Dates*

N/A

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 Florida	Somewhere between bottom 25% and %50?	Fall 1986-Spring 1989	JD
University of Miami	Magna Cum Laude	Fall 1982-Summer 1986	BBA

18b. List and describe academic scholarships earned, honor societies or other awards.
 Deans List University of Miami School of Business Administration Fall 1982, Spring 1983, Fall 1983, Spring 1984, Fall 1984, Spring 1985, Fall 1985.

Presidents Honor Roll University of Miami Fall 1984, Spring 1985

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>
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1985-89

Asst.
Manager/Personal
Trainer
Iron Man
Gym (Alan
Shendell

Asst.
Manager/Personal
Trainer

Iron Man Gym

Miami, FL

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.

Court or Administrative Body

Date of Admission

Florida Bar

January, 1990

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>
Asst. Public Defender	Public Defender's Office	2725 Judge Fran Jamieson Way, Viera, FL	2002-Present 1990-1991
Associate Attorney	Alan Landman, P.A.	7195 Murell Rd., Melbourne, FL	2000-2002
Sole Practitioner	Patrick Lepore, P.A.	105 S. Riverside Dr., Indialantic, FL	1999-2000, 1997-1998
Associate Attorney	Sinclair Law Offices	5465 N. US1, Melbourne, FL	1998-1999

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.

Criminal Trial Practice, Assistant Public Defender, Felony Division.

21. Continued

Asst. State Attorney	State Attorney's Office 18 th Judicial Circuit	2725 Judge Fran Jamieson Way Viera, FL	1992-1997
Associate Attorney	Law Office of Daniel S. Ciener	255 N. Grove St. Merritt Island, FL 32935	1991-1992

Board Certified Criminal Trial Law 2009-2014, Recertified 2014-2019, Applying for recertification 2019-2024 as of July 2019.

As an assistant public defender my practice is limited to the legal representation of indigent citizens accused of violating the Florida Criminal Code, violations of probation and criminal statutes of the Florida Uniform Traffic Code from initial appearances up to and including trial and sentencing with occasional criminal appellate level work.

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	<u>0</u> %	Civil	<u> </u> %
Federal Trial	<u>0</u> %	Criminal	<u>100</u> %
Federal Other	<u>0</u> %	Family	<u> </u> %
State Appellate	<u>1</u> %	Probate	<u> </u> %
State Trial	<u>99</u> %	Other	<u> </u> %
State Administrative	<u> </u> %		
State Other	<u> </u> %		
	<u> </u> %		
TOTAL	<u>100</u> %	TOTAL	<u>100</u> %

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

Jury? 140 (est.) Non-jury? 30 (est.)
 Arbitration? Administrative Bodies?

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).

Aaron Peacock/Bernadette Serafinowicz, 321-617-7510, Case No.: 2016CF39466A

Aaron Peacocock, 321-617-7510, Case No.: 2017CF12008A

Jonathan Templeman/George Gaspar, 321-617-7510, Case No.: 2014CF37325A

Andrew Joy, 321-617-7373, Case No.: 2015CF10181A

Michael Doyle, 321-617-7510, Case No.: 2013CF53951A

Susan Stewart/Donald Loughran, 321-617-7510, Case No.: 2012CF32654A

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).

As an assistant public defender I am in on-going and continuous negotiations in numerous cases. Rather than list the last 6 cases, I will list 6 prosecutors with whom I have dealt with in an ongoing, regular and continuous basis for the last 5 years: Ann Perrin, Jeff Schlemmer, Bernadette Serafinowicz, Russell Bausch, Aarron Peacock, Guna Ose. All can be reached at the Brevard County Office of the State Attorney, 18th Judicial Circuit, 321-617-7510.

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?
25 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? 0% Defendants?
0%

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.

N/A

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.

N/A

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. State of Fla. v. Naquan Taylor, Case No.: 2013CF53951A, Solo Trial Counsel for client charged with Robbery with a Weapon facing life imprisonment as Habitual Felony Offender and 30 year minimum mandatory as prison release reoffender. Too many lawyers throw in the towel when confronted with DNA evidence. With sufficient research, planning and preparation for trial, such evidence is not always foolproof and can be overcome with the right approach and with other evidence. Mr. Taylor was found not guilty by a jury. Case tried July 15, 2015 before the Honorable Charles Crawford with Asst. St. Att. Michael Doyle.

2. State of Florida v. Octavius Toppin, No.: 2012CF32654A, Solo Trial Counsel for client charged with 2d Degree Murder with a Firearm except for cross examination of Medical Examiner by Asst. Pub. Def. Eric Wicks. Both our legislature and the citizenry believe very strongly in the lawful carrying and use of firearms for personal protection and self defense. Defendant was acquitted due to a stand your ground self defense argument. Case tried February 26, 2014 before the Honorable Robert Wohn with Asst. State Attorney's Susan Stewart and Donald Loughran.

3. Stephen Beasy was a client in the following cases.

State of Florida v. Stephen Beasy, No.: 1997-MM-30361, Brevard County Court, Judge Cathy Clarke. Judge Philip Fougrouse. Judge David Silverman. Counsel for the State: Ronald Ecker, Michelle Jackson. Mr. Beasy was arrested and charged with domestic violence battery and contempt of court. All charges were dismissed on September 29, 1998.

a. In Re D. Beasy and Stephen Beasy, No.: 1998-DR-8759, Brevard County Circuit Court, Judge Tonya Rainwater. Mr. Beasy was the respondent in a domestic violence injunction. The injunction was dismissed on May 21, 1998.

b. State of Florida v. Stephen Beasy, No.: 1998-MM-11534, Brevard County Court. Counsel for the State: Tracy Jacobus. Mr. Beasy was arrested for the criminal charge of violation of domestic violence injunction. The charges were dropped by the State on August 3, 1998.

c. State of Florida v. Stephen Beasy, No.: 1998-MM-16081, Brevard County Court. Judge John Adkins. Counsel for the State: Michelle Jackson. Mr. Beasy was arrested and charged with violation of condition of release in a domestic violence case. The charges were dropped by the State on October 5, 1998.

d. In Re D. Beasy and Stephen Beasy, No.: 1998-DR-17804, Brevard County Circuit Court, Judge Lisa Davidson. Mr. Beasy was the respondent in a domestic violence injunction. The injunction was dismissed on October 1, 1998.

e. In Re D. Beasy and Stephen Beasy, No.: 1998-DR-17384, Brevard County Circuit Court, Judge Edward Richardson. Mr. Beasy was the respondent in a domestic violence injunction. The injunction was dismissed on October 19, 1998.

f. In Re D. Beasy and Stephen Beasy, No.: 1999-DR-1005, Brevard County Circuit Court, Judge Tonya Rainwater. Mr. Beasy was the respondent in a domestic violence injunction. The injunction was dismissed on January 14, 1999.

My representation of Mr. Beasy in the above cases is significant in the realization that our justice system can be manipulated if those in positions of power and authority

(police, prosecutors, judges) are not vigilant in remaining objective and dispassionate in pursuit of their respective responsibilities. I gained a great deal of faith in the role of the judiciary in my representation of Mr. Beasy in these cases.

4. State of Florida v. Jude Williams, No.: 1995-CF-10283, Brevard County Circuit Court, Judge John Moxley. March 21, 1997. My client: State of Florida. Opposing counsel: Brian Onek, David Silverman.

I was co-counsel and prosecutor with Glenn Craig. Mr. Williams was a juvenile (16 at the time of the crime) charged as an adult with the brutal murder of a Cocoa woman in her home. The 12 person jury rejected the defendant's claim of insanity (disassociative identity disorder) and he was convicted of 1st degree pre-meditated murder. This case was significant to me in many respects, but one aspect of the trial made an impression. While I agreed with the jury's verdict, there is no escaping the magnitude of the effects that poverty, abuse (physical, sexual and mental), neglect, and drug use played in shaping this young man's mind. It is important that we continue to prosecute and punish people for committing crimes, but it is equally important, if not more so, that we deal with the issues that cause people to commit crimes. This young man was identified at a very early age to have mental, educational and family life deficits. However, he was not adequately served by the governmental institutions charged with addressing and correcting those deficits.

5. State of Florida v. Willie T. Murphy, No.: 94CF16946B, Brevard County Circuit Court, Judge Edward Richardson. January 24, 1996. My client: State of Florida. Opposing counsel: Willie Murphy, Robert Jordan.

In this case the defendant stalked out a young woman, kidnapped and bludgeoned her in early morning hours, carjacked her automobile, terrorized her at gunpoint into revealing the pin numbers of her bank cards, and withdrew money from her bank account. The young woman fortunately escaped from a co-defendant when Mr. Murphy was away, attempting to make bank withdrawals. The goal of his actions was purely for economic gain. He planned his actions carefully, chose a weaker individual to prey upon and for a time was able to elude authorities by using false identifications and stealing cars. He chose to represent himself at trial with an attorney's assistance. Though not schooled in the law he was intelligent, articulate and confident enough to present his case to a jury. Psychiatrists and psychologists would label this defendant antisocial. At the time I had been an attorney about 6 years. To me, at that time and to this day, I label the defendant evil. There was no remorse, no shame and no regret for what he had done. These are the types of defendant's that belong in our prisons. Mr. Murphy was found guilty of Armed Kidnapping, Armed Carjacking, Armed Robbery, Grand Theft and Credit Card Fraud and was sentenced to life in prison.

6. State of Florida v. Eric Fischer, No.: 1995-CF-1433, Brevard County Circuit Court, Judge Edward Richardson. August 23, 1995. My client: State of Florida. Opposing counsel: Bob Stone.

This case was especially troubling for me as a young prosecutor. The defendant was charged with second degree murder for shooting the deceased. During my investigation of the case, I learned the deceased had been ordered off the private property (a privately owned hunting area) several times in the past by the defendant/caretaker and the property owner. The property was posted "no trespassing". The deceased had made threats of deadly violence against defendant in the presence of

others in the hunting community and to the defendant. He also had a reputation for violence in the hunting community and was a convicted felon (drug trafficking).

On the day of the shooting, the deceased was trespassing on the posted private property and armed with a shotgun. The defendant ordered the deceased off the property. Refusing to leave the property, the deceased physically attacked the defendant. In statements to the police, the defendant indicated he was afraid for his life and thought the deceased was going to kill him. The defendant had never been in trouble with the law. I expressed to my supervisor that the incident may have been an excusable homicide but my concerns were ignored without much explanation. The case went to trial and Judge Richardson acquitted the defendant at the close of the States case based on self defense. This was prior to Stand Your Ground statutes.

The case was significant to me because I realized, despite overwhelming evidence to the contrary, citizens can have their liberty and freedom jeopardized by overzealous and unyielding prosecutorial decision making. I was the assigned prosecutor on this case with the responsibility of investigating all aspects of the case, including those facts tending to exculpate or even prove the innocence of the defendant. A prosecutor's sworn ethical obligation is not to secure a conviction. It is to seek justice. I saw problems with the States prosecution of Mr. Fischer. My concerns were ignored by someone in authority who, chose not to familiarize themselves with the facts and circumstances of the case.

In this instance, the checks and balances of the justice system worked when the judiciary intervened. It took great courage for Judge Richardson to judicially acquit Mr. Fischer. It was the right and just thing to do. Should I ever be appointed or elected to the judiciary I know that I will have the courage to do what is right and just even in the face of popular and or political opinion to the contrary.

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.

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.

Candidate for Brevard County Court Judge Group 11 in 2006 election.

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

<i>Dates</i>	<i>Name of Agency</i>	<i>Position Held</i>
N/A		

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.

N/A

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.

N/A

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

N/A

(iii) List citations of any opinions which have been published.

N/A

(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.

No

(vi) Have you ever held an attorney in contempt? If so, for each instance state name of attorney, approximate date and circumstances.

No

(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.

N/A

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.

No

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.

No

- 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.

No

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.

I have been advised (unofficially) that the newly appointed judge will fill a criminal position. Assuming that is the case, I obviously could not preside over cases that I had personally worked were personally assigned to me in my capacity as an assistant public defender.

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.
- a. Brevard County, Patrick Lepore, Plaintiff v. J. Kirby, 1995SC4091. My car insurance company sought subrogation for the cost of repairs to my vehicle caused by the at-fault driver. Default final judgment for Plaintiff.
- b. Brevard County, P. Miller v. Patrick Lepore, Respondent, 2004CC30328. After many requests for repairs to maintain the residence I was renting went unheeded, I withheld portions of the rent I deemed fair for the period of noncompliance. My landlord filed for eviction. We mediated and stipulated to dismissal.
- c. 18th Circuit Court for Brevard County, _____ v. Patrick Lepore, Respondent, 2010DR11809, Petition for Dissolution of Marriage. Settled at Mediation.
- d. 18th Circuit Court for Brevard County, Patrick Lepore, Petitioner v. A. Steel, 2014DR21894, Petition to Establish Paternity, Final Judgment of Paternity.

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).

1. January 3, 2019 Inquiry/Complaint by Micahel J. Wappler alleging failure to provide copies of statutes, failure to provide discovery, waiving speedy trial without client's consent, failure to communicate. Pending.

2. May 22, 2013 Inquiry/Complaint by R. Wayne Holmes, Asst. State Attorney alleging violation of Florida Bar Rule 4-4.2 by contacting and communicating with a co-defendant represented by counsel. Notice of Determination of No Probable Cause and Letter of Advice by Grievance Committee filed October 31, 2013.

August 13, 2012 Inquiry/Complaint to the Florida Bar by former Client Fredrick Rogers alleging failure to obtain certain items (video surveillance) of discovery. Resolution: Letter to Mr. Rodgers from Bar Counsel W. Wilhelm dated August 17, 2012 concluding that "the matters referenced in your inquiry do not constitute violations of the Rules of Professional Conduct...I have closed our record in this matter."

2. June 3, 2012 Inquiry/Complaint to the Florida Bar by former client Chris Whitfield alleging general failure to communicate, investigate and file requested motions. Resolution: Letter to Mr. Whitfield from Bar Counsel W. Wilhelm dated September 27, 2012 concluding "insufficient evidence...our file has been closed."

3. August 10, 2011 Inquiry/Complaint to the Florida bar by former client Tyrone Plummer, Jr. alleging general failure to communicate and expeditiously adjudicate case within confines of speedy trial. Resolution: Letter to Mr. Plummer from Bar Counsel W. Wilhelm dated October 18, 2011 concluding "insufficient evidence...our file has been closed."

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.
 NA
45. List any honors, prizes or awards you have received. Give dates.
 October 2012, Certificate of Appreciation from Brevard Community College Institute of Public Safety/Law Enforcement Academy for recurring role (2004-present) as Guest Speaker Advanced Interviews and Interrogations.
 2010 Brevard County Bar Association for chairing and directing the annual High School Mock Trial Competiton.

 2008 Brevard County Bar Association for chairing directing the annual High School Mock Trial Competiton.
46. List and describe any speeches or lectures you have given.
 I have been a regular guest speaker at Eastern Florida State College (formerly BCC) Law Enforcement Academy in a 2 hour presentation and lecture for Advanced Interviews and Interrogations Course for new and experienced law enforcement investigators.
47. Do you have a Martindale-Hubbell rating? Yes If so, what is it? ___ No

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 Board of Directors, 2007, 2008, 2009. Chaired the High School Mock Trial Committee and directed the mock trial competition all 3 years.
- 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.

Board of Directors Big Brother's Big Sisters of Central Florida, 2004, 2005, 2006.

48c. List your hobbies or other vocational interests.

Surfing, weightlifting and general fitness, music lover of all styles and genres, vinyl record collecting.

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.

Assistant public defender's are statutorily exempt from participating in the Florida Bar Association's voluntary pro-bono program. However, I routinely file motion's to terminate probation for indigent persons who have complied with their terms and conditions of probation and are eligible to terminate supervision.

SUPPLEMENTAL INFORMATION:

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

Yes, numerous, Criminal Law, Ethics, Legal Technology.

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?

Yes. Eastern Florida State College Law Enforcement Academy, Advanced Interviews and Interrogations

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

Divorcee, Single Parent, Sole Caregiver, School of Life.

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

I am a board certified specialist in criminal trial law (2009-present) and have had the unique opportunity to have served in the criminal trial courts as public defender, prosecutor and private defense counsel. I believe I possess a keen insight into what it takes to run an efficient courtroom and an innate sense of fairness and justice that predated my legal education and career.

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.

18th Circuit Judicial Nominating Commission, Application for County Court Judge 2005.

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

Timing is everything. I have long felt a calling to the judiciary. In 2005 and 2006 I made my first ventures at attaining a judgeship (the appointment process and an election respectively). In the years that followed, life brought it's trials and tribulations but I weathered them with dignity, perseverance, compassion and most of all patience. Patience to wait until I knew the time was right to dig in and try again. There is an old but very true statement that goes, with age comes wisdom. The last 13 years has made me not only better lawyer, but more importantly a better person. At 55 years old and 29 years of legal experience the time is not only right, but has never been better. I humbly ask this committee for your consideration to serve you and the citizens of the 18th Judicial Circuit as your next Brevard County Circuit Court Judge.

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. The Honorable Lisa Davidson
Circuit Judge
Moore Justice Center
2825 Judge Fran Jamieson Way
Viera, FL 32940
321-617-7281
2. The Honorable David Dugan
Circuit Judge
Moore Justice Center
2825 Judge Fran Jamieson Way
Viera, FL 32940
321-617-7279
3. The Honorable Charles Crawford
Circuit Judge
2825 Judge Fran Jamieson Way
Viera, FL 32940
321-617-7258
4. The Honorable George W. Maxwell III
Circuit Judge Retired
C/o Court Administration
321-633-2171
5. The Honorable John Griesbaum

Circuit Judge Retired
C/o Court Administration
321-633-2171

6. The Honorable R. Blaise Trettis
Public Defender, 18th Judicial Circuit
2725 Judge Fran Jamieson Way, Ste. E
Viera, FL 32940
321-617-7373
7. The Honorable Rhonda Babb
County Judge
2825 Judge Fran Jamieson Way
Viera, FL 32940
321-637-5604
8. Douglas R. Beam
25 W. New Haven Ave.
Melbourne, FL 32901
321-723-6591
9. Gregory Eisenmenger
5450 Village Dr.
Rockledge, FL 32955
321-504-0321
10. William F. Meyer
1250 W. Eau Gallie Blvd. Ste. G
Melbourne, FL 32935
321-757-1470


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 5th day of April, 2019.

Patrick A. Lepore
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	\$20,481.27		
List Last 3 years	\$79,724.94	\$74,939.08	\$74,399.67

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	\$20,481.27		
List Last 3 years	\$79,724.94	\$74,939.08	\$74,399.67

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	N/A		
List Last 3 years			

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	N/A		
List Last 3 years			

**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 April, 2019 was \$179,000.00.

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 \$ 9,000.00

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
Home	\$275,000.00
401K	\$63,000.00
Savings Acct.	\$20,000.00
2004 Jeep Wrangler	\$9,000.00
2013 Ford Focus	\$5,000.00
1993 Jeep Cherokee	\$1,000.00

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
Home Mortgage	\$200,000.00
Automobile Loan	\$3,000.00

JOINT AND SEVERAL LIABILITIES NOT REPORTED ABOVE:

NAME AND ADDRESS OF CREDITOR

AMOUNT OF LIABILITY

NAME AND ADDRESS OF CREDITOR	AMOUNT OF LIABILITY

Filing status: Single Married filing jointly Married filing separately Head of household Qualifying widow(er)

Your first name and initial: **PATRICK A** Last name: **LEPORE** Your social security number:

Your standard deduction: Someone can claim you as a dependent You were born before January 2, 1954 You are blind

If joint return, spouse's first name and initial: Last name: Spouse's social security no.:

Spouse standard deduction: Someone can claim your spouse as a dependent Spouse was born before January 2, 1954 Full-year health care coverage or exempt (see inst.)

Spouse is blind Spouse itemizes on a separate return or you were dual-status alien

Home address (number and street). If you have a P.O. box, see instructions. Apt. no. Presidential Election Campaign (see inst.) You Spouse

City, town or post office, state, and ZIP code. If you have a foreign address, attach Schedule 6. If more than four dependents, see inst. and here

Dependents (see instructions):		(2) Social security no.	(3) Relationship to you	(4) <input checked="" type="checkbox"/> if qualifies for (see inst.):
(1) First name	Last name			Child tax credit
				<input checked="" type="checkbox"/>

Sign Here Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Joint return? See instructions. Keep a copy for your records.	Your signature	Date	Your occupation ATTORNEY	If the IRS sent you an ID Protection PIN, enter it here (see inst.)
	Spouse's signature. If a joint return, both must sign.	Date	Spouse's occupation	If the IRS sent you an ID Protection PIN, enter it here (see inst.)

Paid Preparer's Use Only	Preparer's name	Preparer's signature	PTIN	Firm's EIN	Check if: <input type="checkbox"/> 3rd Party Designee <input type="checkbox"/> self-employed
	Firm's name	Firm's address		Phone no.	

Attach Form(s) W-2. Also attach Form(s) W-2G and 1099-R if tax was withheld.

Standard Deduction for -

- Single or married filing separately, \$12,000
- Married filing jointly or Qualifying widow(er), \$24,000
- Head of household, \$18,000
- If you checked any box under Standard deduction, see instructions.

	1	Wages, salaries, tips, etc. Attach Form(s) W-2		1	77,297.
	2a	Tax-exempt interest		2b	Taxable interest
	3a	Qualified dividends		3b	Ordinary dividends
	4a	IRAs, pensions, and annuities		4b	Taxable amount
	5a	Social security benefits		5b	Taxable amount
	6	Total income. Add lines 1 through 5. Add any amount from Schedule 1, line 22		6	77,297.
	7	Adjusted gross income. If you have no adjustments to income, enter the amount from line 6; otherwise, subtract Schedule 1, line 36, from line 6		7	77,297.
	8	Standard deduction or itemized deductions (from Schedule A)		8	18,000.
	9	Qualified business income deduction (see instructions)		9	
	10	Taxable income. Subtract lines 8 and 9 from line 7. If zero or less, enter -0-		10	59,297.
	11	a Tax (see inst) <u>7,589.</u> (check if any from: 1 <input type="checkbox"/> Form(s) 8814 2 <input type="checkbox"/> Form 4972 3 <input type="checkbox"/>)		11	7,589.
	12	b Add any amount from Schedule 2 and check here <input type="checkbox"/>		12	2,000.
	13	a Child tax credit/credit for other dependents <u>2,000.</u> b Add any amount from Schedule 3 and check here <input type="checkbox"/>		13	5,589.
	14	Subtract line 12 from line 11. If zero or less, enter -0-		14	
	15	Other taxes. Attach Schedule 4		15	5,589.
	16	Total tax. Add lines 13 and 14.		16	12,325.
	17	Federal income tax withheld from Forms W-2 and 1099		17	
	18	Refundable credits: a EIC (see inst.) b Sch 8812 c Form 8863 Add any amount from Schedule 5		18	12,325.
	19	Add lines 16 and 17. These are your total payments		19	6,736.
	20a	If line 18 is more than line 15, subtract line 15 from line 18. This is the amount you overpaid		20a	6,736.
	b	Amount of line 19 you want refunded to you. If Form 8888 is attached, check here <input type="checkbox"/>			
	c	Routing number			
	d	Type: <input checked="" type="checkbox"/> Checking <input type="checkbox"/> Savings			
	21	Account number			
	22	Amount of line 19 you want applied to your 2019 estimated tax		22	
	23	Amount you owe. Subtract line 18 from line 15. For details on how to pay, see instructions.		23	
	23	Estimated tax penalty (see instructions).		23	

Refund

Direct deposit? See instructions.

Amount You Owe

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: April 4, 2019

JNC Submitting To: 18th c/o Alan H. Landman, Chairman

Name (please print): Patrick A. Lepore

Current Occupation: Assistant Public Defender

Telephone Number: _____ Attorney No.: 0841102

Gender (check one): Male Female

Male

Female

Ethnic Origin (check one): White, non Hispanic

Hispanic

Black

American Indian/Alaskan Native

Asian/Pacific Islander

County of Residence: Brevard County

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.

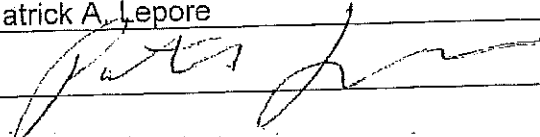
CONSUMER'S AUTHORIZATION FOR FDLE
TO OBTAIN CONSUMER REPORT(S)

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:

Patrick A. Lepore

Signature of Applicant:



Date:

04/05/2019