

JUDICIAL NOMINATING COMMISSION

Open Session/Public Comment Hearing

August 26, 2009

Minutes

A meeting of the Judicial Nominating Commission was held on August 26, 2009, in open session at 5:15 p.m., at the Department of Administration, Conference Room A on the Second Floor, Providence, Rhode Island, pursuant to the notice of the meeting to all Commissioners and to the public, as required by **RIGL §42-46-6**.

The following Commissioners, constituting a quorum, were present and participated throughout the meeting: Stephen J. Carlotti, Chairperson, Herbert J. Brennan, Robert M. Silva, Mirlen A. Martinez Mal, William Rampone, D. Faye Sanders, Solomon A. Solomon and C. June Tow.

Commissioner(s) absent: Dennis M. Coleman.

Also present: Eneida Diaz, Legal Assistant to the Commission.

Mr. Carlotti presided over the meeting and Ms. Diaz acted as recording secretary.

The minutes for meetings held on August 11, 2009 and August 24, 2009 were approved, respectively, and a copy of the open session minutes will be filed with the Rhode Island Secretary of State.

Mr. Carlotti welcomed the audience and gave a brief explanation of the manner in which the meeting would be conducted and introduced each of the three candidates. He then opened the floor for public comment and requested that everyone keep their remarks to five (5) minutes. The following persons were recognized and heard:

Presiding Justice Joseph F. Rodgers Jr. of the Rhode Island Superior Court, Joyce A. Faraone, Esq. and Chief Judge George E. Healy, Jr. of the Rhode Island Workers' Compensation Court spoke on behalf of Alice B. Gibney; Kevin J. Bristow, Esq. and Michael P. Fontaine, Esq. spoke on behalf of Daniel A. Procaccini; Kevin Bregje spoke on behalf of Jeffrey A. Lanphear.

Mr. Carlotti then explained the voting process. The Commission members conducted the voting on written ballots. After one round of voting, the following three candidates received the required number of votes and their names will be forwarded to Governor Carcieri, in alphabetical order, for his consideration, along with copies of their applications, financial information, background investigative reports and letters of recommendation:

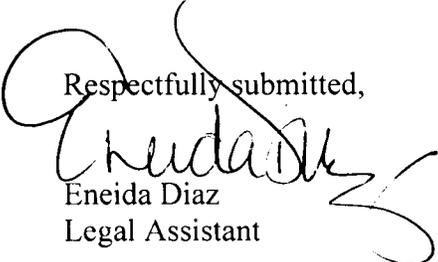
Alice B. Gibney	8 votes
Jeffrey A. Lanphear	7 votes
Daniel A. Procaccini	8 votes

(Copies of the voting records are attached hereto as Exhibit A)

Once voting was completed, Chairman Carlotti announced, to those assembled, his resignation as Chairperson of the Judicial Nominating Commission.

There being no further business in open session, upon motion made and seconded, the meeting was adjourned at 5:54 p.m.

Respectfully submitted,


Eneida Diaz
Legal Assistant

ROUND 1

JUDICIAL NOMINATING COMMISSION VOTING TALLY
SUPERIOR COURT – PRESIDING JUSTICE RODGERS’ SEAT

AUGUST 26, 2009

Name	Alice B. Gibney	Daniel A. Proccacini	Jeffrey A. Lanphear
Carlotti	✓	✓	✓
Brennan			
Colemar.			
Mal			
Rampone			
Sanders			
Silva			
Solomon			
Tow			
TOTAL			

ROUND 7

JUDICIAL NOMINATING COMMISSION VOTING TALLY
SUPERIOR COURT – PRESIDING JUSTICE RODGERS’ SEAT
AUGUST 26, 2009

Name	Alice B. Gibney	Daniel A. Proccacini	Jeffrey A. Lanphear
Carlotti			
Brennan	✓	✓	✓
Coleman			
Mal			
Rampone			
Sanders			
Silva			
Solomon			
Tow			
TOTAL			

JUDICIAL NOMINATING COMMISSION VOTING TALLY
 SUPERIOR COURT – PRESIDING JUSTICE RODGERS’ SEAT

AUGUST 26, 2009

Name	Alice B. Gibney	Daniel A. Proccacini	Jeffrey A. Lanphear
Carlotti			
Brennan			
Coleman			
Mal	X	X	X
Rampone			
Sanders			
Silva			
Solomon			
Tow			
TOTAL			

ROUND 1

JUDICIAL NOMINATING COMMISSION VOTING TALLY
SUPERIOR COURT – PRESIDING JUSTICE RODGERS’ SEAT

AUGUST 26, 2009

Name	Alice B. Gibney	Daniel A. Proccacini	Jeffrey A. Lanphear
Carlotti			
Brennan			
Coleman			
Mal			
Rampone	✓	✓	✓
Sanders			
Silva			
Solomon			
Tow			
TOTAL			

ROUND 1

JUDICIAL NOMINATING COMMISSION VOTING TALLY
SUPERIOR COURT – PRESIDING JUSTICE RODGERS’ SEAT
AUGUST 26, 2009

Name	Alice B. Gibney	Daniel A. Proccacini	Jeffrey A. Lanphear
Carlotti			
Brennan			
Coleman			
Mal			
Rampone			
Sanders	✓	✓	
Silva			
Solomon			
Tow			
TOTAL			

ROUND 1st (one)

JUDICIAL NOMINATING COMMISSION VOTING TALLY
SUPERIOR COURT – PRESIDING JUSTICE RODGERS’ SEAT

AUGUST 26, 2009

Name	Alice B. Gibney	Daniel A. Proccacini	Jeffrey A. Lanphear
Carlotti			
Brennan			
Coleman			
Mal			
Rampone			
Sanders			
Silva	✓	✓	✓
Solomon			
Tow			
TOTAL			

JUDICIAL NOMINATING COMMISSION VOTING TALLY
SUPERIOR COURT – PRESIDING JUSTICE RODGERS’ SEAT

AUGUST 26, 2009

Name	Alice B. Gibney	Daniel A. Proccacini	Jeffrey A. Lanphear
Carlotti			
Brennan			
Coleman			
Mal			
Rampone			
Sanders			
Silva			
Solomon	✓	✓	✓
Tow			
TOTAL			

JUDICIAL NOMINATING COMMISSION VOTING TALLY
SUPERIOR COURT – PRESIDING JUSTICE RODGERS’ SEAT
AUGUST 26, 2009

Name	Alice B. Gibney	Daniel A. Proccacini	Jeffrey A. Lanphear
Carlotti			
Brennan			
Coleman			
Mal			
Rampone			
Sanders			
Silva			
Solomon			
Tow	✓	✓	✓
TOTAL			

JUDICIAL NOMINATING COMMISSION
SIGN IN SHEET
PUBLIC COMMENT AND VOTING SESSION
RE: PRESIDING JUDGE OF THE SUPERIOR COURT
 August 26, 2009
 Conference Room A, Second Floor

Please print clearly

Your Name	Are you a current or past member of the judiciary YES/NO	Name of Candidate you are speaking on behalf of	Speaking in favor of or in opposition of Candidate
George Healy	yes	ALICE GIBNEY	FOR
✓ Kevin Bristow	NO	Don Procciani	For
Mike Fountain	no	Don Procciani	For
✓ Joyce A. ...	no	Alice Gibney	FOR
✓ Joe Rodger	yes	Alice Gibney	for
✓ KEVIN BREWSTER	NO	JEFF LAMPHOAN	FOR