

ARDAIZ, James Anthony

PRESIDING JUSTICE, COURT OF APPEAL , Fifth Appellate District, Division One

Appointment/Election: Appointed [succeeding Presiding Justice Hollis G. Best, retired] by Governor Wilson Aug. 18, 1994, confirmed by Commission on Judicial Appointments Aug. 29, 1994, oath same day, and reconfirmed by electorate Nov. 1998.

Other Judicial Office: Associate Justice, Court of Appeal, Fifth Appellate District. Appointed [succeeding Associate Justice Pauline Hanson, retired] by Governor Deukmejian Dec. 8, 1987, confirmed by Commission on Judicial Appointments Jan. 8, 1988, oath same day, and confirmed by electorate in 1990. [Although Justice Ardaiz's name appeared on the November 8, 1994 ballot, it was as Associate Justice and not as Presiding Justice. Consequently, the 12-year term to which Associate Justice Ardaiz was confirmed applied to the person the Governor appointed to replace Justice Ardaiz.] Served as Associate Justice *pro tempore*, same court, Oct. and Nov. 1984. Judge, Superior Court, Fresno County, Jan. 4, 1985 (date of oath) to Jan. 8, 1988. Appointed [succeeding Judge Hollis Best, elevated] by Governor Deukmejian Jan. 2, 1985, and elected in 1986. Presiding Judge, Appellate Department, 1987 and 1986. Judge, Appellate Department, 1985. Presiding Judge, Criminal Departments, 1987. Judge, Municipal Court, Consolidated Fresno Judicial District, Fresno County, Jan. 5, 1981 (effective date) to Jan. 4, 1985, elected [succeeding Judge James V. Paige, retired] Nov. 4, 1980. Presiding Judge, 1983-84 and 1982-83. Assistant Presiding Judge, 1981. Also served as presiding judge of criminal departments.

Past Employment: Chief Deputy District Attorney (1977-80, supervising homicide division) and Deputy District Attorney (1974-77; headed Sexual Assault Unit in 1976), Fresno County (worked summers as clerk in Fresno County District Attorney's office while attending law school).

Memberships/Awards: Member: Calif. Judges Assn., 1981— (Chairman, Committee on Criminal Law and Procedure, 1987; member, Planning Committee—Head of Panel, 1986 and 1985); and Calif. Judicial Council, Feb. 1, 1993— (term expires Jan. 31, 1995); Chair, Legislative Task Force on Trial Court Employees, 1998. Recipient: "Teacher of the Year" (1987 and 1994), San Joaquin College of Law; Calif. Jurist of the Year, 1999, Calif. Judicial Council.

Teaching/Lectures/Panelist: Professor of Law, San Joaquin College of Law, 1984-89 ("Evidence"). Faculty: Pacific Law Institute—Judicial Education for Hawaiian Judges, Honolulu, Hawaii, 1989 ("Evidence" and "Search and Seizure"); and Annual Appellate Judges' Institute (CJER), 1989 (lecturer and panel discussion leader, "Due Process and Child Molestation Cases"). Faculty lecturer, Calif. Judicial College (CJER), Berkeley, 1988 ("Civil/Criminal Trials"); and 1987 ("Advanced Criminal Procedure and Issues"), and 1985 and 1984. Faculty: Calif. Continuing Judicial Studies Program ("CJSP") (Mid Career Judges

College) (CJER), 1986; New Trial Judges Orientation, Superior Court (CJER), 1986; and New Trial Judges Orientation, Municipal Court (CJER), 1983-85. Participant, CEB program, "How to Handle Evidence," 1986 (lecturer). Lecturer, Calif. Judges Assn., Annual Meeting, 1988 and 1987 ("Complex Criminal Litigation") and 1986 ("Death Penalty Trials").

Publications: Consultant, Criminal Law and Procedure (CEB 1987); and Calif. Judges Benchguide: Felony Sentencing (5th Ed, 1987). Co-Author: California Evidence.

Education: J.D. (1974), Hastings College of the Law, San Francisco, Calif.; B.A. (1970, English), Calif. State Univ., Fresno.

Personal: Born Dec. 25, 1947; Fort Wayne, Indiana and reared in Fresno, Calif. [brother in law of California Supreme Court Associate Justice Marvin Ray Baxter]. Married. Three children.

Interests: Enjoys working on vineyards on ranch in which he and his wife own an interest.

Admission: Admitted to Calif. Bar Dec. 18, 1974.