

(ニュー・ジャージー州の  
「弁護士に対する主要手続に関する質問票」・原文)

## LAWYERS' QUESTIONNAIRE RELATING TO MAJOR PROCEEDINGS

Please read cover sheet before completing this questionnaire. There is room for comments on Page 4. If your response to a specific question is "less than adequate" or "poor," please explain in the comments section. Additional sheets may be attached if necessary.

### SECTION 1: LEGAL ABILITY

This section deals with legal competence, learning and understanding, and the judicial application of such knowledge in the conduct of court proceedings. Check only one response for each question.

Please assess the judge's performance in the proceeding with respect to:	EXCELLENT	MORE THAN ADEQUATE	ADEQUATE	LESS THAN ADEQUATE	POOR	NOT APPLICABLE	
1. Knowledge of relevant substantive law							
2. Knowledge of rules of procedure							
3. Knowledge of rules of evidence							
4. Identification and analysis of relevant issues							
5. Judgment in application of laws and rules							
6. Adequacy of explanation of rulings							
7. Adequacy of findings of facts							
8. Clarity of judge's decision (either oral or written)							
9. Completeness of judge's decision (either oral or written)							
10. Charge to the jury							

**SECTION 2: JUDICIAL MANAGEMENT SKILLS**

This section deals with judicial ability and skill in the organization, management and handling of court proceedings. Check only one response for each question.

Please assess the judge's performance in the proceeding with respect to:

EXCELLENT

MORE THAN ADEQUATE

ADEQUATE

LESS THAN ADEQUATE

POOR

NOT APPLICABLE

	EXCELLENT	MORE THAN ADEQUATE	ADEQUATE	LESS THAN ADEQUATE	POOR	NOT APPLICABLE
11. Narrowing the issues in dispute						
12. Moving the proceeding in an appropriately expeditious manner						
13. Maintaining appropriate control over the proceeding						
14. Punctuality						
15. Explaining reasons for delay (if applicable)						
16. Doing the necessary preparation on the case						
17. Rendering decisions promptly						
18. Allowing adequate time for presentation of the case						
19. Resourcefulness and common sense solving problems arising during the proceeding						
20. Ensuring that participants understand the proceeding						
<i>If settlement was appropriate in this case, please assess the judge's settlement activities (whether or not the case was settled) with respect to:</i>						
21. Thoughtfully exploring the strengths and weaknesses of each party's case in settlement discussions with attorneys						
22. Credibility of settlement appraisals						
23. Skills in effecting compromise						
24. Absence of coercion, threat or the like in settlement efforts						

**SECTION 3: COMPORTMENT**

This section deals with various aspects of judicial personality and behavior in the conduct of court proceedings, such as temperament, attitude and manner. Check only one response for each question.

Please assess the judge's performance in the proceeding with respect to:	EXCELLENT	MORE THAN ADEQUATE	ADEQUATE	LESS THAN ADEQUATE	POOR	NOT APPLICABLE	
25. Attentiveness							
26. Courtesy							
27. Open-mindedness							
28. Patience							
29. Absence of arrogance							
30. Listening skills							
31. Decisiveness							
32. Evenhanded treatment of attorneys							
33. ...stating a general sense of fairness							
34. Absence of bias based on: a) Race							
b) Gender							
c) Ethnicity							
d) Religion							
e) Social Class							
If bias is based on an additional factor, please explain in the comments section.							

**SECTION 4: RESPONDENT CHARACTERISTICS**

35. If you have appeared before this judge in other proceedings in the last three years, please indicate how many times: \_\_\_\_\_

36. How long have you practiced law? \_\_\_\_\_ years

37. What percentage of your practice is litigation? \_\_\_\_\_ %

38. Is your litigation principally conducted in the county in which this case was tried?  YES  NO

What percentage of your practice is devoted to cases in the same area of law as is this case? \_\_\_\_\_ %

40. Which of the following describes your primary law practice? (Please check one)

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> solo (including office sharing) | <input type="checkbox"/> law firm with 2 - 15 attorneys | <input type="checkbox"/> law firm with more than 15 attorneys |
| <input type="checkbox"/> public defender                 | <input type="checkbox"/> corporate or house counsel     | <input type="checkbox"/> public agency counsel                |
| <input type="checkbox"/> prosecutor                      | <input type="checkbox"/> other (please specify) _____   |   |

41. How would you describe the outcome of this proceeding?

- |   |                               |   |  |
|---|-------------------------------|---|--|
| <input type="checkbox"/> won                          | <input type="checkbox"/> lost | <input type="checkbox"/> partial judgment | <input type="checkbox"/> settled or stipulated |
| <input type="checkbox"/> other (please specify) _____ |                               |   |  |

**SECTION 5: COMMENTS**

42. If applicable, please comment on aspects of the judge's performance that need improvement.

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43. If you wish to elaborate on any of your responses or comment further on aspects of the judge's performance, please use this space.

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Please return your completed questionnaire in the enclosed stamped addressed envelope to:  
Committee on Judicial Performance, CN-978, Richard Hughes Justice Complex, Trenton, NJ 08625