

**Tennessee Judicial Nominating Commission**

***Application for Nomination to Judicial Office***

Rev. 22 December 2011

Name: William Andrew Fox

Office Address: Gilbert & Fox Law Firm, 625 S. Gay Street, Ste. 540, Knoxville, Knox County TN 37902  
(including county)

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**INTRODUCTION**

Tennessee Code Annotated section 17-4-101 charges the Judicial Nominating Commission with assisting the Governor and the People of Tennessee in finding and appointing the best qualified candidates for judicial offices in this State. Please consider the Commission's responsibility in answering the questions in this application questionnaire. For example, when a question asks you to "describe" certain things, please provide a description that contains relevant information about the subject of the question, and, especially, that contains detailed information that demonstrates that you are qualified for the judicial office you seek. In order to properly evaluate your application, the Commission needs information about the range of your experience, the depth and breadth of your legal knowledge, and your personal traits such as integrity, fairness, and work habits.

This document is available in word processing format from the Administrative Office of the Courts (telephone 800.448.7970 or 615.741.2687; website <http://www.tncourts.gov>). The Commission requests that applicants obtain the word processing form and respond directly on the form. Please respond in the box provided below each question. (The box will expand as you type in the word processing document.) Please read the separate instruction sheet prior to completing this document. Please submit the completed form to the Administrative Office of the Courts in paper format (with ink signature) *and* electronic format (either as an image or a word processing file and with electronic or scanned signature). Please submit fourteen (14) paper copies to the Administrative Office of the Courts. Please e-mail a digital copy to [debra.haves@tncourts.gov](mailto:debra.haves@tncourts.gov).

THIS APPLICATION IS OPEN TO PUBLIC INSPECTION AFTER YOU SUBMIT IT.

**PROFESSIONAL BACKGROUND AND WORK EXPERIENCE**

1. State your present employment.

Self-employed attorney at law, in an office sharing association, Gilbert & Fox Law Firm.

2. State the year you were licensed to practice law in Tennessee and give your Tennessee Board of Professional Responsibility number.

1995, BPR 017356

3. List all states in which you have been licensed to practice law and include your bar number or identifying number for each state of admission. Indicate the date of licensure and whether the license is currently active. If not active, explain.

Tennessee

4. Have you ever been denied admission to, suspended or placed on inactive status by the Bar of any State? If so, explain. (This applies even if the denial was temporary).

No

5. List your professional or business employment/experience since the completion of your legal education. Also include here a description of any occupation, business, or profession other than the practice of law in which you have ever been engaged (excluding military service, which is covered by a separate question).

I have been a self-employed attorney at law since law school graduation, and associated at Gilbert & Fox since October 2007.

Between college graduation and law school, I worked as a Budget Analyst for the Tennessee Department of Finance and Administration, in Nashville, Tennessee.

Before college graduation, I worked in the dining industry mostly as a waiter. For one academic year, I was a Resident Assistant at the University of Tennessee, 1989-90; and I also served as an intern for the US Senate Majority Budget Committee, in summer 1989.

6. If you have not been employed continuously since completion of your legal education, describe what you did during periods of unemployment in excess of six months.

Not Applicable

7. Describe the nature of your present law practice, listing the major areas of law in which you practice and the percentage each constitutes of your total practice.

Gilbert & Fox Law Firm

80% Family Law -- divorce, parentage, custody, child support, juvenile court dependence and neglect, guardianships, conservatorships, adoptions, etc.

10% Personal injury -- mostly deposition and trial work for Gilbert & Fox personal injury cases that do not settle

10% Miscellaneous -- real property disputes, First Amendment matters, criminal cases (mainly domestic assault), some transactional work and simple estate planning

8. Describe generally your experience (over your entire time as a licensed attorney) in trial courts, appellate courts, administrative bodies, legislative or regulatory bodies, other forums, and/or transactional matters. In making your description, include information about the types of matters in which you have represented clients (e.g., information about whether you have handled criminal matters, civil matters, transactional matters, regulatory matters, etc.) and your own personal involvement and activities in the matters where you have been involved. In responding to this question, please be guided by the fact that in order to properly evaluate your application, the Commission needs information about your range of experience, your own personal work and work habits, and your work background, as your legal experience is a very important component of the evaluation required of the Commission. Please provide detailed information that will allow the Commission to evaluate your qualification for the judicial office for which you have applied. The failure to provide detailed information, especially in this question, will

hamper the evaluation of your application. Also separately describe any matters of special note in trial courts, appellate courts, and administrative bodies.

My primary area of practice is, and has been family law, since approximately 1998. My definition of family law includes the conventional types of cases associated with this discipline -- divorce, parentage, child custody, child support, relocation -- and all issues that arise under these types of cases. I also consider orders of protection, dependence and neglect cases, conservatorships, and guardianships to be family law, because these types of cases usually touch upon family relationships. I estimate that I have represented over 500 clients in family law related matters.

I find that family law requires practitioners to be familiar with and competent in many areas of law, other than what may first come to mind, such as parent and child relationships, property distribution, and alimony questions. For example, a large component of divorce law is drafting, interpreting, and at times, litigating contracts, otherwise known as marital dissolution agreements. Other areas of law that play a role in the domestic relations practice are ERISA and other employment benefits laws, tort and disability law, and trust and tax law.

In addition to family law, I have represented clients in a wide range of legal disciplines, including commercial, creditor, criminal, tort, administrative, employment, fire casualty, landlord-tenant, wills and probate, consumer, contract, bankruptcy, construction, transactional and telecommunications.

My career began at the Knoxville law firm of Finkelstein, Kern, Steinberg & Cunningham. I was associated with this firm from August 1995 through mid 1998. My practice focused primarily on creditor law. Although I was involved in taking many, many judgments on consumer debt, my primary responsibility was to pursue commercial debtors. I worked closely with banks and insurance companies enforcing notes and insurance policies. I spent a great deal of time with articles 2, 3, and 9 of the UCC. Through the course of my association with Finkelstein, Kern, I made over 200 court appearances in the General Sessions, Circuit, and Chancery Courts of about 65 Tennessee counties.

After leaving Finkelstein, Kern, I transitioned my practice to focus on family law primarily. Since that time, however, I remained open to taking many other types of cases. Early in my career I helped a state employee recover approximately \$15,000 in back pay, because she was routinely performing work above her pay grade. I defended a home for the aged in a fire casualty case and in another case represented plaintiffs making a claim resulting from fire casualty, when they were denied coverage by an insurance company. I have represented trucking companies from the perspectives of both plaintiff and defendant.

My involvement in representing commercial creditors did not end after leaving Finkelstein, Kern. I continued representing creditors in cases of varying sizes, including one case that landed in federal court. I also used my experience in representing creditors to help people who were pursued wrongly for debts. In at least two cases, I was forced to file suit against banks on behalf of my clients. Both of these cases resolved in my clients' favor, and in one case, the bank agreed to pay attorneys fees to my clients.

Until Professional Educators of Tennessee acquired in-house counsel, the organization relied on me heavily, resulting in my representation of a number of teachers in administrative matters. In at least two cases representing professionals in the education/child care field, I assisted my clients by accomplishing a reversal of administrative findings of neglect.

My experience in employment matters is not only in an administrative context. For example, I assisted an employee in recovering cash and medical payments worth over \$35,000 because of a Family Medical Leave Act violation. While with another firm, I assisted in defending Title VII sexual harassment claims.

Throughout my career I have litigated tort cases, but my involvement in these types of cases has intensified since becoming affiliated with Gilbert & Fox Law Firm. One of my earliest jury trials involved securing a jury verdict, under a negligent entrustment theory, on behalf of an elderly woman who was shot in her arm with a BB gun by a misguided young man. When he was prosecuted in juvenile court, he claimed that he did not fully understand the operation of the weapon, which opened up a claim against his parents. More recently, in conjunction with another firm, I represented two plaintiffs in a therapist sexual misconduct case, which included an institutional defendant. "The matter is now resolved."

By my estimation, I have conducted hundreds of adversarial proceedings as an attorney, including 12 jury trials. Ten of the jury trial cases sounded in tort and two were contracts cases. The majority of the jury trials have taken place since October 2007. In regards to personal injury cases, my role at Gilbert & Fox is to conduct discovery and expert depositions, and in the event a case does not settle, try it. Most of the jury trials I have conducted since 2007 were automobile litigations, with complicating facts, such as preexisting conditions.

The preservation of the First Amendment right of free speech, particularly religious and political speech, is very important to me. Since summer 2010, I have been involved in a number of cases relating to these issues. I have represented people who have been wrongfully arrested, harassed, or censored because of their speech or attempted speech, and recovered money damages or other remedies on their behalf.

In addition to my trial practice, I do a small amount of transactional work. For example, I was involved in the formation of and drafted the operating agreement for "Sportbikes4hire", a successful motorcycle tourism business in the east Tennessee region. I have assisted employers by drafting employment agreements and guidelines. As with any general practitioner, I have drafted many wills for clients, albeit only for clients who had no foreseeable need for tax planning.

Because I generate most of my revenue through hourly billing, I keep very detailed records of my time, with the assistance of Amicus Attorney, my practice management software. Amicus Attorney allows for keeping both billable and non-billable time. Non-billable time includes time spent in client development, administrative work, billing, CLEs, bar meetings, etc. In 2011, I recorded 1751 hours of billable time and 351 hours of non-billable time. In 2010, I recorded 1730 hours of billable time and 308 hours of non-billable time. This year, I anticipate recording

between 1720 and 1750 hours of billable time and 250 hours of non-billable time.

9. Also separately describe any matters of special note in trial courts, appellate courts, and administrative bodies.

Webber v. Webber, 109 SW3d 357 (Tenn. Ct. App. 2003). I represented the Appellee in preserving a Judgment granted by Anderson County Chancery Court. This case contained an intersection of issues including personal jurisdiction; interstate, bifurcated divorces; special appearances; and judicial estoppel. After nine years of separation, my client obtained a status-only divorce in Nevada, the state of her residence. She hired me to domesticate the divorce and pursue support and a division of property. My client was awarded alimony in solido and nearly half of the Appellant's military pension.

Lawrence v. Lawrence, 360 SW3d 416 (Tenn. Ct. App. 2010). I represented the Appellant unsuccessfully. Although my client did not prevail, both adversary counsel and I recognized the importance of obtaining an opinion, as this matter was of first impression in Tennessee. Family law practitioners and their clients needed guidance in counseling their clients about the propriety of recording children speaking on the phone to the other parent. Neither counsel represented the parties during the underlying divorce, and played no role in the development of the facts.

10. If you have served as a mediator, an arbitrator or a judicial officer, describe your experience (including dates and details of the position, the courts or agencies involved, whether elected or appointed, and a description of your duties). Include here detailed description(s) of any noteworthy cases over which you presided or which you heard as a judge, mediator or arbitrator. Please state, as to each case: (1) the date or period of the proceedings; (2) the name of the court or agency; (3) a summary of the substance of each case; and (4) a statement of the significance of the case.

I have served as Special Master for Knox County Fourth Circuit Court domestic violence hearings, an appointed position. Because of the size of the domestic violence docket, the judge appoints local family law practitioners to assist in disposing of the docket. I serve in this capacity about 2-3 times per year, since 2006 or 2007.

As a Special Master, I make findings and recommendations on agreed and contested Orders of Protection, and address other procedural matters related to Orders of Protection. Occasionally, I make findings and recommendations regarding contempt matters, which can lead to incarceration of defendants.

11. Describe generally any experience you have of serving in a fiduciary capacity such as

guardian ad litem, conservator, or trustee other than as a lawyer representing clients.

Not applicable

12. Describe any other legal experience, not stated above, that you would like to bring to the attention of the Commission.

National Litigation Academy, Alliance Defending Freedoms, July 2010. Chicago, Illinois.

13. List all prior occasions on which you have submitted an application for judgeship to the Judicial Nominating Commission or any predecessor commission or body. Include the specific position applied for, the date of the meeting at which the body considered your application, and whether or not the body submitted your name to the Governor as a nominee.

No previous applications

#### EDUCATION

14. List each college, law school, and other graduate school which you have attended, including dates of attendance, degree awarded, major, any form of recognition or other aspects of your education you believe are relevant, and your reason for leaving each school if no degree was awarded.

University of Tennessee, 1986-1991, BA with High Honors, Business Minor

University of Tennessee College of Law, 1992-1995, JD

\* Staff Writer, The Tennessee Law Review

\* Member, National Trial Team

\* AMJUR Award, Trial Practice

#### PERSONAL INFORMATION

15. State your age and date of birth.

DOB: June 6, 1968; 44 years old

16. How long have you lived continuously in the State of Tennessee?

Over 23 years

17. How long have you lived continuously in the county where you are now living?

Over 20 years

18. State the county in which you are registered to vote.

Knox County

19. Describe your military Service, if applicable, including branch of service, dates of active duty, rank at separation, and decorations, honors, or achievements. Please also state whether you received an honorable discharge and, if not, describe why not.

Not applicable

20. Have you ever pled guilty or been convicted or are you now on diversion for violation of any law, regulation or ordinance? Give date, court, charge and disposition.

Other than class c misdemeanor traffic infractions, I pleaded guilty to Reckless Driving in 1988 or 1989, in Knoxville Municipal Court. The disposition was a conviction for Reckless Driving.

21. To your knowledge, are you now under federal, state or local investigation for possible violation of a criminal statute or disciplinary rule? If so, give details.

No

22. If you have been disciplined or cited for breach of ethics or unprofessional conduct by any court, administrative agency, bar association, disciplinary committee, or other professional group, give details.

Not applicable

23. Has a tax lien or other collection procedure been instituted against you by federal, state,

or local authorities or creditors within the last five (5) years? If so, give details.

No

24. Have you ever filed bankruptcy (including personally or as part of any partnership, LLC, corporation, or other business organization)?

No

25. Have you ever been a party in any legal proceedings (including divorces, domestic proceedings, and other types of proceedings)? If so, give details including the date, court and docket number and disposition. Provide a brief description of the case. This question does not seek, and you may exclude from your response, any matter where you were involved only as a nominal party, such as if you were the trustee under a deed of trust in a foreclosure proceeding.

Fox v. Amos & Taylor, Knox County Gen. Sessions No. 62874E; February 2000. Filed to pursue attorney's fee debt. Nonsuited.

Fox v. Caldwell, Knox County Gen. Sessions No. 78065E; March 2001. Filed to pursue attorney's fee debt. Judgment granted. Judgment enforced through wage garnishment.

Fox v. Woods, Knox County Gen. Sessions No. 78866E; June 2001. Filed to pursue attorney's fee debt. Defendant filed bankruptcy.

Fox v. Fomby, Knox County Gen. Sessions No. 91194 E; June 2002. Filed to pursue attorney's fee debt. Judgment granted.

Fox v. Reed, Knox County Gen. Sessions No. 107899E; March 2004. Filed to pursue attorney's fee debt. Judgment granted.

Fox v. Young, Knox County Gen. Sessions No. 29494G; August 2007. Filed to pursue attorney's fee debt. Case on hold.

Fox v. Biefeldt, Knox County Gen. Sessions No. 29495G; July 2007. Filed to pursue attorney's fee debt. Nonsuited with prejudice.

Fox v. Sorrells, Knox County Gen. Sessions No. 76311G; May 2010. Filed to pursue attorney's fee debt. Nonsuited.

Fox v. McDavid, Knox County Gen. Sessions No. 76312G; May 2010. Filed to pursue attorney's fee debt. Judgment granted. Judgment enforced through wage garnishment.

Fox v. Butts, Knox County Gen. Sessions No. 77391G; May 2010. Filed to pursue attorney's fee

debt. Case on hold.

Fox v. Costner, Knox County Gen. Sessions No. 77392G; May 2010. Filed to pursue attorney's fee debt. Case on hold.

I also represented myself in a case arising out of a car accident, in Knox County Gen. Sessions court. Judgment was granted in my favor for approximately \$2400. The judgment was granted in approximately 1999.

26. List all organizations other than professional associations to which you have belonged within the last five (5) years, including civic, charitable, religious, educational, social and fraternal organizations. Give the titles and dates of any offices which you have held in such organizations.

Member of Sevier Heights Baptist Church since 1993. Trustee, 2009-2011. Deacon, Active approximately 1998 - approximately 2006, Inactive 2006 - present. Sunday school teacher, 1993-1995, 2002-2007.

Member of Phi Delta Theta fraternity since 1987. Secretary for Tennessee Gamma Chapter House Corporation, approximately 1998-2000. Province President, 2000.

Woodhaven Community Association, Inc. President, 2005-2006.

27. Have you ever belonged to any organization, association, club or society which limits its membership to those of any particular race, religion, or gender? Do not include in your answer those organizations specifically formed for a religious purpose, such as churches or synagogues.
- If so, list such organizations and describe the basis of the membership
  - If it is not your intention to resign from such organization(s) and withdraw from any participation in their activities should you be nominated and selected for the position for which you are applying, state your reasons.

Phi Delta Theta Fraternity limits its membership to the male gender. I would not resign. Phi Delta Theta is primarily a college-age social fraternity, although alumni can continue to play an integral role in the existence of the fraternity after graduation. I do not believe that this is the type of organization that creates controversy by virtue of its limitation of extending membership to the male gender. For example, Chief Justice Gary Wade is a member of this fraternity.

### ACHIEVEMENTS

28. List all bar associations and professional societies of which you have been a member

within the last ten years, including dates. Give the titles and dates of any offices which you have held in such groups. List memberships and responsibilities on any committee of professional associations which you consider significant.

Knoxville Bar Association 1995 - Present

Tennessee Bar Association 2004 - Present

29. List honors, prizes, awards or other forms of recognition which you have received since your graduation from law school which are directly related to professional accomplishments.

National Litigation Academy, ADF, 2010. Chicago, Illinois.

30. List the citations of any legal articles or books you have published.

Not applicable

31. List law school courses, CLE seminars, or other law related courses for which credit is given that you have taught within the last five (5) years.

National Business Institute, "Family Law from A to Z", August 3, 2011. One of three faculty.

32. List any public office you have held or for which you have been candidate or applicant. Include the date, the position, and whether the position was elective or appointive.

Not applicable

33. Have you ever been a registered lobbyist? If yes, please describe your service fully.

No

34. Attach to this questionnaire at least two examples of legal articles, books, briefs, or other legal writings which reflect your personal work. Indicate the degree to which each example reflects your own personal effort.

All five documents attached are my sole work product.

**ESSAYS/PERSONAL STATEMENTS**

35. What are your reasons for seeking this position? *(150 words or less)*

I would like to use the currently available resources of Knox County to address a developing systemic problem relating to family law. The legal landscape has changed dramatically since the current circuit court judges took office in the 1980s. Fewer jury trials take place, because of the growth of ADR within the past decade. But, Knox County has increased in size, and the number and types of family law cases has grown, putting pressure on Fourth Circuit Court, the Chancery Courts, and the child support magistrate. Earlier this year, after talking with colleagues about this problem, I began stating my intent to seek election of a circuit court judgeship, in the event a judge retired. I believe there is room in the caseload of Knox County Circuit Court to expand Division III to accept family law matters, in addition to the types of cases already heard. My broad legal experience situates me well to hear both family and other general jurisdiction matters.

36. State any achievements or activities in which you have been involved which demonstrate your commitment to equal justice under the law; include here a discussion of your pro bono service throughout your time as a licensed attorney. *(150 words or less)*

I committed to provide 450 hours of pro bono service upon acceptance into the ADF 2010 National Litigation Academy. I have provided 250+ hours of accepted service towards my commitment. If I were appointed, I would be able to fulfill my commitment in ways other than simply representing people pro bono.

In addition, I give away two to three days per year as special master for Knox County Fourth Circuit Court, to facilitate the order of protection docket. Many of these cases involve pro se litigants. From time to time I have also represented people pro bono in this court.

37. Describe the judgeship you seek (i.e. geographic area, types of cases, number of judges, etc. and explain how your selection would impact the court. *(150 words or less)*

Knox County has three chancellors, a circuit court judge devoted entirely to family law - Fourth Circuit - and 3 circuit court judgeships for all non-family law related general jurisdiction matters. If appointed, I would immediately work with the child support magistrate to reduce the waiting time of 4 to 6 months to have a child support hearing, down to the statutory 45 days, by hearing child support cases, while also maintaining the regular civil docket assigned to Division III. I would make the court available by interchange from Chancery courts and Fourth Circuit court for matters that need immediate addressing – e.g., relocation cases, temporary parenting plan hearings, etc, or complete cases, if other judiciary agree, as provided in TCA §17-2-202. Ultimately, I would seek to work with local legislators to change the private acts as needed so that family law cases as well as general civil cases could be filed in Division III of Knox County Circuit Court.

38. Describe your participation in community services or organizations, and what community involvement you intend to have if you are appointed judge? *(250 words or less)*

I am very involved in my church, Sevier Heights Baptist Church. I would continue serving in my church and participating in spiritual and humanitarian ministries offered through church. Additionally, I have an interest in the Knoxville Amachi program.

39. Describe life experiences, personal involvements, or talents that you have that you feel will be of assistance to the Commission in evaluating and understanding your candidacy for this judicial position. *(250 words or less)*

Other than a three month period in college and a six month period in high school, I have maintained a regular, frequent (three – six times per week) regimen of exercise for over 30 years. I am able to continue this regimen because of my self-discipline and dedication to staying healthy and taking care of my body. As my family can attest, many times I exercise not because I feel like exercising, but because I must, in order to maintain a certain level of fitness, which I have committed to do. There is no threat of malpractice, no threat of a board complaint, no negative consequences to failing to honor my commitment to doing what I can to stay healthy, except a betrayal of my own expectations for myself. I set a standard for myself and I have lived by that standard.

I would like the opportunity to demonstrate the same level of self-discipline, commitment, and reliability to the office of judge in Knox County. I view the judgeship as a chance to apply myself as a judicial resource to serve the citizens of Knox County, where judicial resources are needed. I am committing to that perspective, if I am appointed.

40. Will you uphold the law even if you disagree with the substance of the law (e.g., statute or rule) at issue? Give an example from your experience as a licensed attorney that supports your response to this question. (250 words or less)

Yes.

I personally do not believe that fundamental rights should be removed based upon a preponderance of the evidence standard. If a person is convicted of a felony and deprived of his or her citizenship rights, the standard is beyond a reasonable doubt. A parent's rights can be terminated under the clear and convincing evidence standard. Yet because of 18 USC §922 (g), a person's Second Amendment right to bear arms can be lost under a preponderance of the evidence standard, if the person is found to have committed domestic violence in an adjudicated, order of protection hearing.

Nevertheless, as Special Master I have made findings and recommendations to grant orders of protection, when the facts under a preponderance of the evidence standard demonstrate that the defendant has committed domestic violence, as defined by the statute.

#### REFERENCES

41. List five (5) persons, and their current positions and contact information, who would recommend you for the judicial position for which you are applying. Please list at least two persons who are not lawyers. Please note that the Commission or someone on its behalf may contact these persons regarding your application.

A. Dr. William F. Fox; William B. Stokely Distinguished Professor of Business, Director of the Center for Business and Economic Research;

College of Business Administration, The University of Tennessee, 715 Stokely Management Center, Knoxville, TN 37996-4170

Phone: 865-974-5441; Fax: 865-974-3100

[billfox@utk.edu](mailto:billfox@utk.edu)

B. Dr. Hollie S. Miller; Senior Pastor

Sevier Heights Baptist Church, 3232 Alcoa Hwy, Knoxville, TN

Phone: 865-577-4222; Fax: 865-577-2414

[h.miller@sevierheights.org](mailto:h.miller@sevierheights.org)

C. Roger L. Gilbert, Esq.

Gilbert & Fox Law Firm, 625 S. Gay Street, Ste. 540, Knoxville, TN 37902

Phone: 865-525-8800; Fax: 865-525-8200

[gilbertlawfirm@prodigy.net](mailto:gilbertlawfirm@prodigy.net)

D. Jason E. Fisher, Esq.

Jenkins & Jenkins, PLLC, 800 S. Gay Street, Ste. 2121, Knoxville, TN 37929

Phone: 865-524-1873; Fax: 865-525-2440

[jefisher@j-jlaw.com](mailto:jefisher@j-jlaw.com)

E. Charlotte Swaggerty, retired banker and Allstate Agent

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**AFFIRMATION CONCERNING APPLICATION**

Read, and if you agree to the provisions, sign the following:

I have read the foregoing questions and have answered them in good faith and as completely as my records and recollections permit. I hereby agree to be considered for nomination to the Governor for the office of Judge of the Knox County Circuit Court, Division III, of Tennessee, and if appointed by the Governor, agree to serve that office. In the event any changes occur between the time this application is filed and the public hearing, I hereby agree to file an amended questionnaire with the Administrative Office of the Courts for distribution to the Commission members.

I understand that the information provided in this questionnaire shall be open to public inspection upon filing with the Administrative Office of the Courts and that the Commission may publicize the names of persons who apply for nomination and the names of those persons the Commission nominates to the Governor for the judicial vacancy in question.

Dated: Nov. 8, 20 12.

W. Andrew Fox  
Signature

When completed, return this questionnaire to Debbie Hayes, Administrative Office of the Courts, 511 Union Street, Suite 600, Nashville, TN 37219.



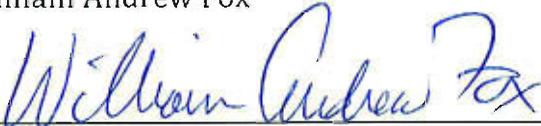
**TENNESSEE JUDICIAL NOMINATING COMMISSION**  
511 UNION STREET, SUITE 600  
NASHVILLE CITY CENTER  
NASHVILLE, TN 37219

**TENNESSEE BOARD OF PROFESSIONAL RESPONSIBILITY  
TENNESSEE COURT OF JUDICIARY  
AND OTHER LICENSING BOARDS**

**WAIVER OF CONFIDENTIALITY**

I hereby waive the privilege of confidentiality with respect to any information which concerns me, including public discipline, private discipline, deferred discipline agreements, diversions, dismissed complaints and any complaints erased by law, and is known to, recorded with, on file with the Board of Professional Responsibility of the Supreme Court of Tennessee, the Tennessee Court of Judiciary and any other licensing board, whether within or outside the state of Tennessee, from which I have been issued a license that is currently active, inactive or other status. I hereby authorize a representative of the Tennessee Judicial Nominating Commission to request and receive any such information and distribute it to the membership of the Judicial Nominating Commission.

William Andrew Fox

  
\_\_\_\_\_  
Signature

11/8/2012  
\_\_\_\_\_  
Date

017356  
\_\_\_\_\_  
BPR #

Please identify other licensing boards that have issued you a license, including the state issuing the license and the license number.
