

DISTRICT OF COLUMBIA COMMISSION
ON JUDICIAL DISABILITIES AND TENURE

515 FIFTH STREET, N.W., BUILDING A, ROOM 246

WASHINGTON, D.C. 20001

(202) 727-1363

April 4, 2014

The Honorable Barack H. Obama
President of the United States
The White House
Washington, D.C. 20500

Re: Evaluation of the Honorable Stephen H. Glickman

Dear Mr. President:

The fifteen-year term of the Honorable Stephen H. Glickman, a District of Columbia Court of Appeals Associate Judge, expires on June 6, 2014. He is seeking reappointment to another term.

Pursuant to Section 433(c) of the District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 744, as amended by the District of Columbia Judicial Efficiency and Improvement Act of 1986, P.L. 99-573, 100 Stat. 3228, the District of Columbia Commission on Judicial Disabilities and Tenure (“the Commission”) hereby submits this evaluation of Judge Glickman’s performance during his present term of office and his fitness for reappointment. Section 433(c) provides:

Not less than six months prior to the expiration of his term of office, any judge of the District of Columbia courts may file with the Tenure Commission a declaration of candidacy for reappointment. If a declaration is not so filed by any judge, a vacancy shall result from the expiration of his term of office and shall be filled by appointment as provided in subsections (a) and (b). If a declaration is so filed, the Tenure Commission shall, not less than sixty days prior to the expiration of the declaring candidate’s term of office, prepare and submit to the President a written evaluation of the declaring candidate’s performance

during his present term of office and his fitness for reappointment to another term. If the Tenure Commission determines the declaring candidate to be well qualified for reappointment to another term, then the term of such declaring candidate shall be automatically extended for another full term, subject to mandatory retirement, suspension, or removal. If the Tenure Commission determines the declaring candidate to be qualified for reappointment to another term, then the President may nominate such candidate, in which case the President shall submit to the Senate for advice and consent the renomination of the declaring candidate as judge. If the President determines not to so nominate such declaring candidate, he shall nominate another candidate for such position only in accordance with the provisions of subsections (a) and (b). If the Tenure Commission determines the declaring candidate to be unqualified for reappointment to another term, then the President shall not submit to the Senate for advice and consent the renomination of the declaring candidate as judge and such judge shall not be eligible for reappointment or appointment as a judge of a District of Columbia court.

The Commission reserves the term “well qualified” for those judges whose work product, legal scholarship, dedication, efficiency, and demeanor are exceptional on the bench, and the candidate’s performance consistently reflects credit on the judicial system. The Commission will determine a judge is “qualified” if he or she satisfactorily performs his or her assigned duties or whose strong positive attributes are materially offset, but not overborne, by negative traits. A finding of “unqualified” means the Commission has found the judge to be unfit for judicial service.

Judge Glickman filed his timely declaration of candidacy for reappointment with the Commission on September 9, 2013. In evaluating Judge Glickman’s qualifications for reappointment, the Commission carefully reviewed the written statement Judge Glickman submitted describing his services on the Court. This statement sets forth the significant aspects of

his judicial, professional and community activities during the past 15 years. The Commission also reviewed a selection of judicial opinions that Judge Glickman has authored.

In addition, the Commission reviewed a detailed, confidential statement from Judge Glickman's physician attesting to his excellent health and the absence of any medical reason why he cannot continue to perform his judicial duties. The Commission also reviewed its complaint file concerning the Judge, which disclosed nothing that would adversely affect his reappointment.

On March 12, 2014, Judge Glickman met with the Commission to discuss his record and his reasons for seeking reappointment, as well as information the Commission had received from Court personnel and members of the D.C. Bar familiar with his work during the course of its evaluation.

Finally, the Commission met with Chief Judge Eric T. Washington, who recommended Judge Glickman's reappointment. Judge Washington reported that he has been an extremely dedicated member of the Court of Appeal's bench, has an excellent reputation among his colleagues, and has been involved in leadership positions at the Court.

Appointed to the District of Columbia Court of Appeals in 1999, Judge Glickman is currently Chair of the D.C. Courts' Advisory Committee on Judicial Conduct and has served on that Committee for over a decade. The primary undertaking of this Committee has been the revision of the Code of Judicial Conduct for D.C. judges. In addition, the Committee provides

informal advice upon request to judges from both Courts and occasionally issues formal opinions regarding matters of judicial ethics.

Judge Glickman has also served for five years on the Joint Committee on Judicial Administration which is the policy-making body for the District of Columbia Courts. Its responsibilities include budget review and requests as well as personnel policies. In the past Judge Glickman served as the Chair of the Criminal Justice Act Committee which selects and evaluates attorneys for appointment to handle criminal appeals.

During his tenure, Judge Glickman has authored over 250 opinions which demonstrate legally sound reasoning for his conclusions and decisions. It is evident from our review that Judge Glickman's opinions are well written and detailed and he takes very seriously the requirement that the Court explain its reasoning clearly and thoroughly. Judge Glickman has also managed to handle his heavy docket in a timely and efficient manner.

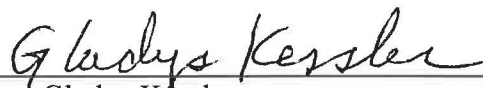
Attorneys who appear frequently before the Court of Appeals and whom we interviewed were uniformly positive about Judge Glickman's courtroom manner, preparation, and insightful questions. Interviews with Court of Appeals staff indicated that Judge Glickman was well regarded and well liked. Many of those interviewed used the words "fabulous" and "wonderful" to describe what they thought of the Judge.

For the foregoing reasons, the Commission finds that Judge Glickman's exceptional judicial service, and the manner in which he has performed his duties on behalf of the citizens of the District of Columbia, merits a designation of "well qualified" for reappointment as an

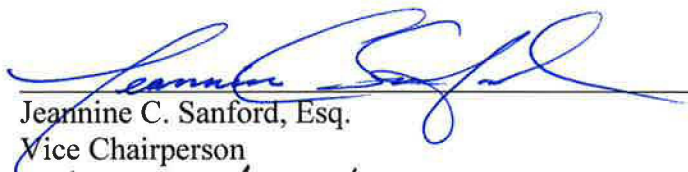
Associate Judge of the District of Columbia Court of Appeals. His term shall be automatically extended for a full term of fifteen years from June 6, 2014.

Respectfully submitted,

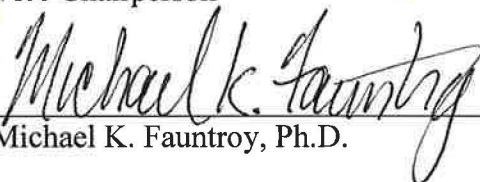
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