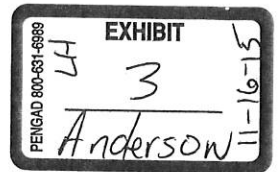


**JUDICIAL MERIT SELECTION COMMISSION
PERSONAL DATA QUESTIONNAIRE**



Court, Position, and Seat # for which you are applying: Supreme Court, Justice, Seat 2.

1. Name: The Honorable Ralph K. Anderson, III
Name that you are known by if different from above - Tripp Anderson
Are you currently serving in some capacity as a judge? Yes, Chief Administrative Law Judge.
Business Address: 1205 Pendleton St., Ste. 224
Columbia, SC 29201
Telephone Number: (office): (803) 734-0550
2. Date of Birth: 1959
Place of Birth: Florence, SC
Are you a citizen of South Carolina? Yes
Have you been a resident of this state for at least the immediate past five years? Yes
5. Family Status: Married on October 2, 1999 to Linda Corley Anderson. Divorced on February 19, 1998, Richland Co., SC Family Court. Moving party Ralph K. Anderson, III (legal separation); Janet Anderson (divorce), Grounds-One year separation. No children.
6. Have you served in the military?
I have not served in the military.
7. List each college and law school you attended, including the dates of your attendance, the degrees you received, and if you left an institution without receiving a degree, the reason for your departure.
 - a) Francis Marion University-August 1977 to August 1980, BS;
 - b) University of South Carolina-August 1981 to May 1984, JD.
8. List the states in which you have been admitted to practice law and the year of each admission. Also list any states in which you took the bar exam but were never admitted to the practice of law. If you took the bar exam more than once in any of the states listed, please indicate the number of times you took the exam in each state.
South Carolina Bar-November 1984.
9. List the significant activities in which you took part during your attendance at college, graduate, and law school. Give the dates you were involved in these activities and list any leadership positions you held.
Francis Marion University
 - (a) Alpha Tau Omega-Vice President; Thomas Arkle Clark Award recipient; Social Projects Chairman (2 years);
 - (b) Phi Kappa Phi;
 - (c) Francis Marion Student Marshall;
 - (d) Delegate representing Francis Marion at the Citadel National Student Conference and Greater Issues Series.
USC Law School
 - (a) Chairman of the Student Bar Association Curriculum Committee;
 - (b) Julius B. Ness Scholarship.
10. Describe your continuing legal or judicial education during the past five years.
Conference/CLE Name Date(s)

- | | | |
|-----|--|-------------|
| (a) | The Fundamentals of Persuasion in Written Advocacy | 7/17/2015; |
| (b) | The Art of Handling an Arbitration Case | 6/26/2015; |
| (c) | Workplace Issues & Privacy | 9/19/2014; |
| (d) | Natural Resources & Environmental Law | 8/22/2014; |
| (e) | Ethics: The Law and News | 6/20/2014; |
| (f) | Advanced Legal Research with WestLawNext | 6/9/2014; |
| (g) | What's Next on WestLawNext for Government Attorneys | 5/29/2014; |
| (h) | Administrative Law Update | 1/10/2014; |
| (i) | Ethics/Mental Health | 12/6/2014; |
| (j) | Selected Criminal Procedure Issues and Affordable housing | 10/18/2013; |
| (k) | SC Law Review 2013 Symposium | 3/1/2013; |
| (l) | Case Law Update: Latest and Greatest | 8/16/2013; |
| (m) | SC Bar Convention (Admin. & Reg. Seminar) | 1/25/2013; |
| (n) | Witness Preparation (SCAARLA) | 11/9/2012; |
| (o) | Post Conviction Proceedings: Sexually Violent Predator
and Victims Rights | 9/28/2012; |
| (p) | Identity Theft Protection | 8/24/2012; |
| (q) | Investigating and Prosecuting Internet Crimes Against Children | 7/27/2012; |
| (r) | Medicaid Fraud | 1/20/2012; |
| (s) | 2011 Ethics Seminar (SCAARLA) | 10/7/2011; |
| (t) | The Legislature and Law | 9/16/2011; |
| (u) | Internet for Lawyers (SCAARLA) | 8/19/2011; |
| (v) | Ethics and Professional Responsibility | 12/3/2010; |
| (w) | Advanced Legal Writing & Editing | 9/17/2010; |
| (x) | Criminal Domestic Violence in SC | 2/25/2010; |
| (y) | The Nuts and Bolts of an Ethics Complaint Before the ODC | 1/29/2010. |
11. Have you taught law-related courses or lectured at bar association conferences, educational institutions, or continuing legal or judicial education programs?
Recently, I spoke or taught at the following programs or seminars:
- | | |
|-----|---|
| (a) | I lectured at to a class at the USC School of Law February 9, 2015 & March 3, 2014; |
| (b) | I lectured at a seminar for SC HHS Hearing Officers on 4/13/2015; |
| (c) | I lectured at Administrative Law & Practice in SC. Seminar on 1/31/2014; |
| (d) | I spoke and participated in a panel discussion at the at the SC Bar Convention on January 25, 2013; |
| (e) | I lectured at a Public Service Comm. CLE on March 20, 2013; |
| (f) | I lectured at two Administrative Law CLEs on February 21 & 22, 2013; |
| (g) | I spoke at a SC Bar CLE involving Hot Topics in Administrative Law on October 30, 2009; |
| (h) | I participated in a panel discussion in a Judicial Merit Selection Commission CLE on July 31, 2009. |
12. List all published books and articles you have written and give citations and the dates of publication for each.
- | | |
|-----|---|
| (a) | "A Survey on Attributes Considered Important for Presidential Candidates,"
<u>Carolina Undergraduate Sociology Symposium</u> , April 17, 1980; |
|-----|---|

- (b) "An Overview of Practice and Procedure Before the Administrative Law Judge Division," South Carolina Trial Lawyer, Summer 1996.
13. List all courts in which you have been admitted to practice and list the dates of your admission. Give the same information for administrative bodies that require a special admission to practice.
- (a) Admitted to the SC Bar in November 1984;
- (b) Admitted to US District Court for SC in February 1985;
- (c) Admitted to US Fourth Circuit Court of Appeals in March 1985.
14. Describe chronologically your legal experience since graduation from law school and include a list of all law firms with which you have been associated. Describe the general character of your practice and divide it into periods with dates if its character has changed over the years.
- (a) I began my legal career at the SC Attorney General's Office. During my career at the AG's office I prosecuted numerous criminal cases of all types and handled a wide variety of civil litigation. My duties included:
- (i) Statewide criminal prosecutor;
- (ii) Assisted in the implementation of the Statewide Grand Jury;
- (iii) Extradition hearing officer on behalf of the Governor of SC;
- (iv) Counsel to the State Ethics Commission;
- (v) Represented the State in a variety of civil litigation matters;
- (vi) Represented the State in post-conviction relief matters;
- (vii) Committee Attorney for the State Employee Grievance Committee;
- (viii) Prosecutor for the Engineering and Land Surveyor's Board.
- (ix) I also prosecuted Medical Board cases, wrote Attorney General Opinions and handled Criminal Appeals.
- (b) On May 25, 1994, I was elected to Administrative Law Judge Seat No. 6 and re-elected in 1996, 2001 and 2006. Administrative Law Judges hear appellate, injunctive and trial cases in a broad range of administrative matters involving governmental agencies and private parties;
- (c) On May 13, 2009, I was elected Chief Administrative Law Judge.
16. What is your rating, if any, by any legal rating organization, such as, Best Lawyers, Chambers, Legal 500, Martindale-Hubbell, Who's Who Legal, Super Lawyers, etc.? If you are currently a member of the judiciary, list your last available rating, if any.
Martindale-Hubbell - AV Preeminent.
17. What was the frequency of your court appearances during the past five years?
- (a) federal: Infrequently;
- (b) state: At least, 100 times during the five year period.
18. What percentage of your practice involved civil, criminal, domestic, and other matters during the past five years?
- (a) civil: 70%;
- (b) criminal: 30%;
- (c) domestic: 0%;
- (d) other: 0%.
19. What percentage of your practice in trial court during the past five years involved matters that went to a jury, including those that settled prior to trial?
- (a) jury: 30%;

(b) non-jury: 75%.

Did you most often serve as sole counsel, chief counsel, or associate counsel in these matters?

Sole counsel.

20. List five of the most significant litigated matters you have personally handled in either trial or appellate court or before a state or federal agency. Give citations if the cases were reported and describe why these matters were significant.
- (a) State v. Dwight L. Bennett - This was a felony DUI case in which the victim lost the baby she was carrying and suffered horrible injuries. Although the defendant was convicted, this case was used as a legislative example as the need to increase the maximum felony DUI punishment;
 - (b) Georgia v. Richard Daniel Starrett, aff'd., Richard Daniel Starrett v. William C. Wallace, - Starrett was convicted of several crimes in SC. Afterwards, Georgia sought his extradition in an attempt to convict him under the death penalty. Starrett's challenge to the Attorney General's Office authority to hold extradition hearings was denied;
 - (c) State v. Michael Goings - Goings was a notorious City of Cayce police officer charged with assault and battery of a high and aggravated nature;
 - (d) State v. Herbert Pearson and Terrance Singleton - The Defendants in this case were accomplices in the armed robbery, attempted murder and murder of attendants at a gas station in Sumter, SC;
 - (e) State v. William Keith Victor - After the Defendant was convicted of murder and kidnapping, he was given the death penalty. His case was later reversed on appeal and I assumed the prosecution. The prosecution, under difficult circumstances, resulted in the Defendant's plea to murder and the aggravating circumstance of kidnapping.
21. List up to five civil appeals you have personally handled. Give the case name, the court, the date of decision, and the citation if the case was reported.
- (a) Bergin Moses Mosteller v. James R. Metts, SC Supreme Court, Not known when this case was decided;
 - (b) Dennis G. Mitchell v. State of S.C., SC Supreme Court, Not known when this case was decided;
 - (c) Ex Parte, Bobby M. Stichert v. Carroll Heath, SC Supreme Court, Decided August 29, 1985 - 286 S.C. 456, 334 S.E. 2d 282;
 - (d) Patrick C. Lynn, et al. State of SC, Supreme Court, Not known when this case was decided;
 - (e) Paul David Tasker v. M.L. Brown, Jr., SC Supreme Court, Not known when this case was decided.
22. List up to five criminal appeals that you have personally handled. Give the case name, the court, the date of decision and the citation if the case was reported.
- I handled several criminal appeals while serving as an Assistant Attorney General. However, my service with the Attorney General's Office ended in February 1995 when I began serving as an Administrative Law Judge. As a result of the passage of time since that date, the briefs and specific case captions are no longer available.
23. Have you ever held judicial office? Describe the jurisdiction of each of the courts and note any limitations on the jurisdiction of each court.

Yes. I was elected by the General Assembly to serve as an Administrative Law Judge, February 1, 1995 and have been serving continuously since that date.

Administrative Law Judges hear appellate, injunctive and trial cases in a broad range of administrative matters involving governmental agencies and private parties.

The appellate jurisdiction includes appeals involving Medicaid; driver's license revocations and suspensions; licensing decisions from boards/commissions under the Department of Labor, Licensing and Regulation; Budget and Control Board's Employee Insurance Program; AFDC benefits; operation of day care facilities and foster home licensing; food stamps; and revocations or suspensions of teachers' certificates. The Administrative Law Court also hears appeals from final decisions of the Department of Employment and Workforce; the Department of Corrections in "non-collateral" matters; and appeals from final decisions of the SC Department of Probation, Parole and Pardon Services permanently denying parole eligibility.

The contested case litigation includes hearings involving environmental and health permitting; Certificates of Need; State Retirement Systems' disability determinations; Disadvantaged Business Enterprises; state and county tax matters; alcoholic beverage issues; and wage disputes.

24. If the answer to question 23 is yes, describe or list five of your most significant orders or opinions and give the citations if they were reported. Also list citations to any appellate review of these orders or opinions.
- (a) McNeil v. SC Department of Corrections, 00-ALJ-04-00336-AP (September 5, 2001) (en banc). Holding reviewed in Sullivan v. SC Dep't of Corr., 355 S.C. 437, 586 S.E.2d 124 (2003);
 - (b) Providence Hospital v. SC Department of Health and Environmental Control and Palmetto Richland Memorial Hospital, Docket No. 02-ALJ-07-0155-CC;
 - (c) Travelscape, LLC v. SC Department of Revenue, Docket No. 08-ALJ-17-0076-CC. Holding affirmed in Travelscape, LLC v. SC Dept. of Revenue, 391 S.C. 89, 705 S.E.2d 28 (2011);
 - (d) Duke Energy Corp. v. SC Department of Revenue, Docket No. 10-ALJ-17-0270-CC; Holding affirmed in Duke Energy Corp. v. S. Carolina Dep't of Revenue 410 S.C. 415, 417, 764 S.E.2d 712, 713 (Ct. App. 2014), reh'g denied (Nov. 21, 2014), cert. granted (Apr. 9, 2015);
 - (e) Kiawah Development Partners, II v. SC Dept. of Health and Env'tl. Control, Docket No. 09-ALJ-07-0029-CC and S.C. Coastal Conservation League v. SC Dept. of Health and Env'tl. Control, Docket No. 09-ALJ-07-0039-CC (February 26, 2010) (consolidated cases). Holding originally reversed by the Supreme Court, then affirmed and then reversed 3-2 in Kiawah Dev. Partners, II v. SC Dep't of Health & Env'tl. Control, 411 S.C. 16, 766 S.E.2d 707 (2014).
25. Have you ever held public office other than judicial office? Also, state whether or not you have timely filed your report with the State Ethics Commission during the period you held public office. If not, were you ever subject to a penalty?
Appointed and served as an Assistant Attorney General 1985 to January, 1995.
26. List all employment you had while serving as a judge (whether full-time or part-time, contractual or at will, consulting or otherwise) other than elected judicial office. Specify your dates of employment, employer, major job responsibilities, and supervisor.
Not applicable.

27. Have you ever been an unsuccessful candidate for elective, judicial, or other public office?
Yes.
- (a) Administrative Law Judge, Seat 3 (February 23, 1994);
 - (b) Fifth Judicial Circuit Court, Seat 3 (May 24, 2000)-Found qualified and nominated but withdrew prior to election;
 - (c) Circuit Court, At-Large Seat 9 (January 16, 2003)-Found qualified but not nominated;
 - (d) Court of Appeals, Seat 9 (March 10, 2008)-Found qualified but not nominated.
28. Have you ever been engaged in any occupation, business, or profession other than the practice of law, teaching of law, or holding judicial or other public office?
- (a) Self-employed Salesman-March 26, 1980 to August 1980;
 - (b) Florence School District 1-Summer worker (1973-1975).
29. Are you now an officer or director or involved in the management of any business enterprise? Explain the nature of the business, your duties, and the term of your service.
No.
30. A complete, current financial net worth statement was provided to the Commission.
31. Describe any financial arrangements or business relationships you have, or have had in the past, that could constitute or result in a possible conflict of interest in the position you seek. Explain how you would resolve any potential conflict of interest.
Not applicable.
32. Have you ever been arrested, charged, or held by federal, state, or other law enforcement authorities for violation or for suspicion of violation of any federal law or regulation, state law or regulation, or county or municipal law, regulation, or ordinance, or any other law, including another country's law?
No.
33. Have you, to your knowledge, ever been under federal, state, or local investigation for possible violation of a criminal statute?
No.
34. Has a tax lien or other collection procedure ever been instituted against you by federal, state, or local authorities? Have you ever defaulted on a student loan? Have you ever filed for bankruptcy?
No.
35. Have you ever been sued, either personally or professionally, that is, have you ever been named as defendant or respondent in any court of law?
The Judicial Merit Selection Commission staff previously informed me that six lawsuits have been filed against me in the past in which I was one of the named parties. All of these lawsuits apparently derived from decisions I made as an ALJ regarding inmate litigation pursuant to Al-Shabazz v. State, 338 S.C. 354, 527 S.E.2d 742 (2000). When these lawsuits are filed with the Administrative Law Court, the Clerk's Office simply sends the pleadings to the Attorney General's Office. The judges are not informed of these lawsuits.
The cases were as follows:
- a) Jerry Lee Bruce v. Ralph King Anderson, Ferrell Cothran, Sharon Odam and Ray Chandler, Civil Docket #: 4.91-cv-03572-JFA;
 - b) Kenneth Green v. SCDC, SCDC Medical and Health Services, Crystal M Rookard and Honorable Ralph K. Anderson, III, Civil Docket #: 9.03-cv-01424-HMH-GCK;

- c) Kenneth Bernard Green v. Unknown SC Department of Corrections, Ralph K. Anderson, III and Crystal M. Rookard, Civil Docket #: 9.03-cv-01343-HMH;
- d) Kenneth Green v. Unknown SC Department of Corrections, Ralph K. Anderson, III and Barton J. Vincent, Civil Docket #: 9.03-cv-00909-HMH;
- e) Kenneth Green v. SC Attorney General, Unknown SC Department of Corrections, Ralph K. Anderson, III, George C. Kosko and Henry M. Herlong, Jr., Civil Docket #: 6.03-cv-03059-GRA;
- e) Kenneth Green v. J Sanders, Captain FNU Murray, Major FNU Neasman, Warden FNU Harrison, Captain FNU Robinson, Sergeant FNU Dunlap, Officer FNU Page, Sergeant FNU Mackey, Unknown Officials, Lieutenant FNU Seward, Lieutenant FNU Jerengan, Officer FNU Rollins, Gary D Maynard, Charlie Condon, Governor Jim Hodges, SC Sentencing Guideline Commission, Barton J Vincent, Judge Ralph K Anderson, III, SC Legislators, Judge George C. Kosko, Judge Henry M. Herlong, Jr., Judge William M Catoe, Judge G Ross Anderson, Jr., and Patricia S Conner, Civil Docket #: 0.04-cv-01584-TLW;
- f) Curtis Dale Richardson v. SC Department of Corrections, Governor Mark Sanford, SCDC Director Jon Ozmint, Warden Willie Eagleton, Warden Faulkenberry, David Tatarsky, Judge Ralph K Anderson, III, Chief Marvin F. Kittrell and Attorney General Henry McMaster, Civil Docket #: 4.06-cv-00453-RBH.

All of the cases were dismissed.

- 37. Have you ever been investigated by the Department of Social Services? Has your name ever been enrolled on the Central Registry of Child Abuse and Neglect?
No.
- 38. If you are in private practice, are you covered by malpractice insurance and, if so, how long have you carried malpractice insurance? If applicable, have you ever been covered by a tail policy? If so, please explain when you were covered by a tail policy. Also, if applicable, indicate your coverage and deductible for your current malpractice policy.
Not applicable.
- 39. Are you active on or a member of a social media or Internet site or have you, to your knowledge, been featured or depicted on a social media or Internet site, such as, Facebook, LinkedIn, Twitter, etc.?
No.
- 40. Are you now or have you ever been employed as a "lobbyist," as defined by S.C. Code § 2-17-10(13), or have you acted in the capacity of a "lobbyist's principal," as defined by S.C. Code § 2-17-10(14)?
No.
- 41. Since filing with the Commission your letter of intent to run for judicial office, have you accepted lodging, transportation, entertainment, food, meals, beverages, money, or any other thing of value as defined by S.C. Code § 2-17-10(1) from a lobbyist or lobbyist's principal?
No.
- 42. S.C. Code § 8-13-700 provides, in part, that "[n]o public official, public member, or public employee may knowingly use his official office, membership, or employment to obtain an economic interest for himself, a member of his immediate family, an individual with whom he is associated, or a business with which he is associated." Please detail any knowledge you have of any formal charges or informal allegations against you or any other candidate

for violations of these provisions. Include the disposition, if any, of such charges or allegations.

I do not know of any formal or informal allegations of violations of SC Code § 8-13-700 by me or any other candidate.

43. S.C. Code § 8-13-765 provides, in part, that “[n]o person may use government personnel, equipment, materials, or an office building in an election campaign.” Please detail any knowledge you have of any formal charges or informal allegations against you or any other candidate for violations of these provisions. Include the disposition, if any, of such charges or allegations.

I do not know of any formal or informal allegations of violations of SC Code § 8-13-765 by me or any other candidate.

44. Itemize (by amount, type, and date) all expenditures, other than those for travel and room and board, made by you, or on your behalf in furtherance of your candidacy for the position you seek.

Other than printing this application, none.

45. List the amount and recipient of all contributions made by you or on your behalf to members of the General Assembly since the announcement of your intent to seek election to a judgeship.

No such contributions have been made by me or anyone on my behalf.

46. Have you directly or indirectly requested the pledge of any member of the General Assembly as to your election for the position for which you are being screened? Have you received the assurance of any public official or public employee that they will seek the pledge of any member of the General Assembly as to your election for the position for which you are being screened?

No, as to both questions.

47. Have you requested a friend or colleague to contact members of the General Assembly on your behalf? Are you aware of any friends or colleagues contacting members of the General Assembly on your behalf?

No, as to both questions.

48. Have you or has anyone acting on your behalf solicited or collected funds to aid in the promotion of your candidacy?

No.

49. Have you or has anyone acting on your behalf contacted members of the Judicial Merit Selection Commission about your candidacy or intention to become a candidate?

No.

50. List all bar associations and professional organizations of which you are a member and give the titles and dates of any offices you have held in such groups.

(a) SC Bar;

(b) Administration and Regulatory Law Committee of the SC Bar;

(c) SC Administrative and Regulatory Law Association; President since 2009.

51. List all civic, charitable, educational, social, and fraternal organizations of which you are or have been a member during the past five years and include any offices held in such a group, any professional honors, awards, or other forms of recognition received and not listed elsewhere.

Shandon Baptist Church.

52. Provide any other information that may reflect positively or negatively on your candidacy, or which you believe should be disclosed in connection with consideration of you for nomination for the position you seek.

I was one of the original six judges elected, when the Administrative Law Court was implemented. During my tenure on the Court, I have worked arduously to fulfill my judicial duties. In particular, I have sought to issue well-reasoned orders which reflect a commitment to following sound legal principles of our State's laws.

Additionally, I believe that my unique life experiences have helped prepare me for this task. I have a father who earnestly sought to do his job far better than asked. A father who seeks to be thoroughly versed in the law, yet open to learn from anyone. And, more importantly, a judge who lives his life in keeping with the ethical standards expected of a judge. My mother lived through extraordinary sufferings, yet continued to lovingly do for others. And finally, living with paralysis has taught me that life is not easy or necessarily fair from our worldly perspective. Yet, the lesson for me is that within the parameters of the law, I must earnestly seek to render justice to those before me.

53. References:

- (a) Dr. John R. Lincoln
Shandon Baptist Church
5250 Forest Drive
Columbia, SC 29206
(803) 782-1300
- (b) Edwin E. Evans, Esq.
Office of General Counsel
109 Osborne Bldg.
Columbia, SC 29208
(803) 738-0831 or 777-1355
- (c) The Honorable R. Bryan Harwell
McMillan Federal Building
401 W. Evans Street
Florence, SC 29504
(843) 676-3800
- (d) Jack B. Swerling
1720 Main St. #301
Columbia, SC 29201
(803) 765-2626
- (e) Susan Gauvin
State Credit Union
P.O. Box 726
Columbia, SC 29202
(803) 343-0300

54. Describe any interest you or a member of your immediate family has in real property:

- (a) in which there is a potential conflict of interest with your involvement in a South Carolina state or local public agency;
- (b) in which there have been public improvements of \$200 or that adjoins property in which there have been public improvements of \$200; or
- (c) which was sold, leased, or rented to a state or local public agency in South Carolina.

List the interest you hold and the value and location of the property. Identify as applicable the:

- (a) nature of any potential conflict of interest;
- (b) nature and value of any public improvements; and
- (c) South Carolina state or local public agency which purchased or is leasing or renting such property.
Not applicable.

55. Identify any personal property interest you or a member of your immediate family sold, leased, or rented to a South Carolina state or local public agency. Identify the property, its amount or value, and the name of the agency.
Not applicable.

YOUR SIGNATURE WILL BE HELD TO CONSTITUTE A WAIVER OF THE CONFIDENTIALITY OF ANY PROCEEDING BEFORE A GRIEVANCE COMMITTEE OR ANY INFORMATION CONCERNING YOUR CREDIT.

I HEREBY CERTIFY THAT MY ANSWERS ARE TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

Signature: s/Ralph K. Anderson, III
Date: July 25, 2015