Gmail

Brian Raymond <braymond@daggettcounty.org>

Fwd: Notice of Vacancy - San Juan County Attorney

4 messages

Niel Lund <nlund@daggettcounty.org> Thu, Apr 28, 2022 at 12:49 PM
To: Brian Raymond <braymond@daggettcounty.org>

As an example for us.

Respectfully,

Niel H. Lund
Daggett County Attorney
435-784-3218 x 140

---------- Forwarded message ---------
From: **Utah State Bar** <noreply@utahbar.org>
Date: Thu, Apr 28, 2022, 11:11 AM
Subject: Notice of Vacancy - San Juan County Attorney
To: Niel Lund <nlund@daggettcounty.org>

Dear Utah State Bar members:
Pursuant to UCA 20A-1-509.2 (4), the San Juan County Board of Commissioners is seeking to fill the vacancy in the office of County Attorney created by the former County Attorney's resignation effective as of March 28, 2022. The vacancy to be filled runs through December 31, 2022. If you are interested in applying for the position, the Board of Commissioners requests that you submit an application that includes a letter of interest describing: (1) your prior experience; (2) why you are interested in the position; (3) why you think you are the best qualified to handle the duties of the County Attorney; and (4) any time and substantive restrictions and/or conflicts with your current legal practice. Please also attach your current Curriculum Vitae (CV).
Applications must be received by the Board by close of business Wednesday, May 11, 2022. Send applications to:
Commissioner Willie Grayeyes: williegrayeyes@yahoo.com
Commissioner Kenneth Maryboy: kenneth.maryboy.13@gmail.com
Commissioner Bruce Adams: bbadams@sanjuancounty.org
County Administrator Mack McDonald: mmcdonald@sanjuancounty.org

Sincerely,
Willie Grayeyes,
Chairman
Board of San Juan County Commission

2022-07 FILLING A VACANCY OF THE SAN JUAN COUNTY ATTORNEY IN A COUNTY WITH FEWER THAN 15 ATTORNEYS (1).pdf
125K

Brian Raymond <braymond@daggettcounty.org> Fri, Apr 29, 2022 at 11:23 AM
To: Niel Lund <nlund@daggettcounty.org>

Thanks! Do we need to do a resolution like they did? I like this format, should I go ahead and tweak this for our use or just go with what we had?
Brian
[Quoted text hidden]
--

Brian Raymond

Daggett County Clerk
435-784-3154 Office
www.daggettcounty.org
www.visitflaminggorge.com

Niel Lund <nlund@daggettcounty.org> Fri, Apr 29, 2022 at 12:41 PM
To: Brian Raymond <braymond@daggettcounty.org>

Go ahead and tweak this.

I didn't see anywhere in the code that required a resolution, bit it doesn't hurt. Up to the Commissioners.

Respectfully,

Niel H. Lund
Daggett County Attorney
435-784-3218 x 140
[Quoted text hidden]

Brian Raymond <braymond@daggettcounty.org> Fri, Apr 29, 2022 at 5:25 PM
To: Matt Tippets <mtippets@daggettcounty.org>

Here's the other thing I was meaning to ask if you want to have the vacancy notice approved by resolution like San Juan county did? They had some applications and we never did, but it kind of lays it all out there??
Thanks!
Brian
[Quoted text hidden]

2022-07 FILLING A VACANCY OF THE SAN JUAN COUNTY ATTORNEY IN A COUNTY WITH FEWER THAN 15 ATTORNEYS (1).pdf
125K

SAN JUAN COUNTY, UTAH
RESOLUTION NO. 2022 - _07____

FILLING THE VACANCY OF THE SAN JUAN COUNTY ATTORNEY IN A COUNTY WITH FEWER THAN 15 ATTORNEYS

WHEREAS, San Juan County appreciates and acknowledges the significance and importance of the Office of County Attorney.

WHEREAS, Kendall Laws, the San Juan County Attorney resigned effective March 28, 2022.

WHEREAS, the San Juan County Clerk, pursuant to UCA 20A-1-509.2(1) and (2), sent a letter to each licensed, active member in good standing with the Utah State Bar residing in San Juan County informing them of the vacancy and inviting them to submit applications to be considered for appointment as County Attorney.

WHEREAS, the Clerk received four expressions of interest for the vacancy but did not receive more than three actual applications.

WHEREAS, the Clerk sent a letter to the San Juan County Democratic Party (hereafter "Party") with the four names of the attorneys who had sent an expression of interest pursuant to UCA 20A-1-509.2(3), but did not forward more than three actual applications.

WHEREAS, upon request by the Party, the Clerk forwarded the four attorneys' expressions of interest to the Party.

WHEREAS, the Party, immediately contacted each of the four attorneys who had expressed an interest in the vacancy requesting that they submit actual applications by close of business Monday, April 4, 2022, including a letter of interest explaining why they were qualified for, and why they wanted to be appointed to fill, the County Attorney vacancy, as well as a current curriculum vitae or resume.

WHEREAS, the Party received letters of interest and associated curricula vitae from two of the attorneys, and a 2019 application for a judge position at the Grand County Justice Court from a third attorney.

WHEREAS, pursuant to UCA 20A-1-509.2(3) and (4), the Party notified the County Commission on April 7, 2022, that due to not receiving the statutory number of applications required by UCA 20A-1-509.2(3) ("more than three"), the Party has no authority to act, and therefore the Commission is required to move forward pursuant to the options set forth in UCA 20A-1-509.2(4); the Party has forwarded to the Commission the applications the Party received from the attorneys.

WHEREAS, the Commission has reviewed the letters and applications forwarded by the Party to the Commission.

WHEREAS, pursuant to UCA 20A-1-509.2(4)(b)(i) "[i]f three or fewer attorneys who are licensed members in good standing of the Utah State Bar and are registered voters in the county or district submit applications, the county legislative body may publicly solicit and accept additional applications from licensed, active members in good standing of the Utah State Bar who are not residents of the county or prosecution district."

WHEREAS, it is in the best interests of the residents of San Juan County to solicit additional applications for the County Attorney vacancy.

WHEREAS, due to the importance of the position of County Attorney and the statutory deadline imposed by UCA 20A-1-509.2, time is of the essence in filling the County Attorney vacancy with the most qualified applicant.

NOW, THEREFORE, BE IT RESOLVED:

Section 1: The Board of San Juan County Commissioners finds that three or fewer licensed, active members in good standing with the Utah State Bar submitted applications for the San Juan County Attorney vacancy, and as such, finds it in the best interest of all San Juan County residents to exercise its option pursuant to UCA 20A-1-509.2(4)(b)(i) to solicit and accept additional applications for consideration along with the applications received from the three attorneys who are residents of San Juan County.

Section 2: The Board of San Juan County Commissioners hereby directs the County Administrator to immediately notify the licensed, active members in good standing with the Utah State Bar of the vacancy in the office of San Juan County Attorney by no later than Friday, April 22, 2022.

Section 4: The San Juan County Commission directs the County Administrator to request that full applications by any attorney who is interested in applying be submitted by not later than Wednesday, May 4, 2022.

Section 5: The San Juan County Commission directs the County Administrator to provide a copy of the letter sent to the active licensed members in good standing with the Utah Bar Association and all applications received therefrom, to the Commission by Thursday, May 5, 2022.

PASSED, ADOPTED AND APPROVED by the Board of San Juan County Commissioners this 19 day of April 2022.

Those voting aye: Grayeyes, Maryboy

Those voting nay: Adams

Those abstaining:

Absent:

Board of San Juan County

Commissioners

Willie Grayeyes, Chairman

ATTEST:

Lyman Duncan, County Clerk/Auditor

Attest to Signature only.

Gmail

Brian Raymond <braymond@daggettcounty.org>

New attorney contract

1 message

Jeri Allphin <jallphin@daggettcounty.org> Thu, Apr 28, 2022 at 12:04 PM
To: Keri Pallesen <kpallesen@daggettcounty.org>, Brian Raymond <braymond@daggettcounty.org>

Keri, Brian,

I need to schedule more court dates for the summer months, but need to make sure we'll have the new prosecutor in place. Can you share the plan for replacing Niel with me?

Will there be a hiring/review committee in place during this process? If so, may I suggest that you add another attorney to the committee to screen the candidates? I'm not sure if it would be appropriate for me to be on the committee, but I can suggest other attorneys who can help with the screening and who will know what to look for in candidates.

Since the county needs are different from the court needs, is it possible to bring on two attorneys? One for the civil questions and one for the prosecutorial needs?

I'm also hopeful that operating the court through Webex will make the position appealing to more desirable candidates since they should be able to work remotely, like our new clerk. The prosecutor will need to be here in person for trials, but we have few of those, so most of the work can be done from somewhere else.

Let me know if I can help in any way,

Jeri
Sent from my iPad

Gmail

Brian Raymond <braymond@daggettcounty.org>

New prosecutor

2 messages

Jeri Allphin <jallphin@daggettcounty.org> Thu, Apr 28, 2022 at 2:31 PM
To: Keri Pallesen <kpallesen@daggettcounty.org>, Brian Raymond <braymond@daggettcounty.org>

Keri, Brian,

I received some information from an attorney in Vernal in regards to our prosecutor search. He suggested that we broaden our search in order to reach new applicants, especially beyond attorneys who have already worked for the court. He told me that in the past the prosecutors have either done their work poorly or gave our court very little priority. He's hoping that we'll be able to find someone new who will give us better service.

For what it's worth, which could be a lot. We might be small, but we are deserving of good legal service.

Best wishes,
Jeri

Sent from my iPad

Keri Pallesen <kpallesen@daggettcounty.org> Mon, May 2, 2022 at 9:59 AM
To: Jeri Allphin <jallphin@daggettcounty.org>
Cc: Brian Raymond <braymond@daggettcounty.org>, Matt Tippets <mtippets@daggettcounty.org>, Randall Asay <rasay@daggettcounty.org>, Jack Lytle <jlytle@daggettcounty.org>, Niel Lund <nlund@daggettcounty.org>

Thanks for your insight. I will share this with the Commission.

Keri Pallesen
Daggett County Auditor
Daggett County HR Director
PO Box 219
95 N 1st W
Manila, UT 84046
Phone: 435-784-3210
Cell: 435-880-8161
Fax: 435-784-3009

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