

EAST CENTRAL JUDICIAL JUDGESHIP NO. 4 VACANCY
(Wilson)

Suggested Motion:

Move to authorize the chairman to sign a letter to the North Dakota Supreme Court recommending the vacancy in Judgeship No. 4 in the East Central Judicial Court be filled with its chambers in Fargo.



Board of County Commissioners

Chad M. Peterson
Fargo, North Dakota

Rick Steen
Fargo, North Dakota

Jim Kapitan
Fargo, North Dakota

Duane Breitling
West Fargo, North Dakota

Mary Scherling
Stanley Township,
North Dakota

December 6, 2021

Petra H. Mandigo Hulm, Clerk
North Dakota Supreme Court
600 East Boulevard Avenue
Bismarck, ND 58505-0530

RE: Vacancy in Judgeship No. 4, East Central Judicial District – Supreme
Court Nos. 20210311

Dear Clerk:

On November 17, 2021, Cass County was notified Judge Steven L. Marquart does not intend to seek reelection. His current term will end December 31, 2022. The North Dakota Supreme Court indicates it will accept comments regarding the upcoming vacancy until December 16, 2021.

Due in large part to Cass County's growing population and caseload, a \$16 million addition to the Courthouse was completed in 2012. This added three needed courtrooms as well as important features that enhanced court and courthouse security.

The Board of Commissioners understands that filling a vacancy Judgeship No. 5 with Chambers in Fargo, East Central Judicial District is a significant continued commitment of resources to this Judicial District. However, based on the volume of court activity, the Cass County Board of Commissioners believes this is a wise and needed allocation of resources.

Respectfully,

Rick Steen, Chairman
Cass County Commission

Taylor Albrecht
Commission Assistant

cc: Cass County Commissioners

PO Box 2806
211 Ninth Street South
Fargo, North Dakota 58108
701-241-5609
www.casscountynnd.gov

IN THE SUPREME COURT
STATE OF NORTH DAKOTA

NOTICE OF CONSULTATION

Supreme Court No. 20210311

**In the Matter of the Vacancy in Judgeship No. 4,
with Chambers in Fargo, East Central Judicial District**

[¶1] On November 1, 2021, this Court received notice from the Honorable Steven L. Marquart, District Judge for the East Central Judicial District, that he does not intend to be a candidate for his position when his term expires December 31, 2022. Therefore, under N.D.C.C. § 27-05-02.1(2), a vacancy is created. Section 27-05-02.1, N.D.C.C., requires the Supreme Court to determine whether the judgeship is necessary for effective judicial administration in the East Central Judicial District or whether the judgeship may be transferred. The Court considered the matter, and

[¶2] **ORDERED**, the Supreme Court will undertake a written consultation with the attorneys and judges of the East Central Judicial District under N.D. Sup. Ct. Admin. R. 7.2. Any person wishing to comment on the vacancy may do so in writing no later than December 16, 2021. It is expected the Supreme Court will receive a report from the Trial Court Administrator for Unit 2, regarding the East Central Judicial District and discussing the criteria under N.D. Sup. Ct. Admin. R. 7.2, and statewide caseload data from the State court administrator's office. Written comments may be e-mailed to Petra H. Mandigo Hulm, Clerk of the Supreme Court, at supclerkofcourt@ndcourts.gov, or addressed to 600 E. Boulevard Ave., Bismarck, ND 58505-0530.

[¶3] The Supreme Court of the State of North Dakota, with the Honorable Jon J. Jensen, Chief Justice, the Honorable Gerald W. VandeWalle, the Honorable Daniel J. Crothers, the Honorable Lisa Fair McEvers, and the Honorable Jerod E. Tufte, Justices, directing the Clerk of the Supreme Court to enter the above order.

Dated: November 16, 2021

/s/ Petra H. Mandigo Hulm
Clerk
North Dakota Supreme Court

From: [Madrigga, Brandy](#)
To: [{Cass}-Commissioners](#)
Cc: [Wilson, Robert](#); [Albrecht, Taylor](#)
Subject: FW: Vacancy in Judgeship No. 4, East Central Judicial District - Supreme Court No. 20210311
Date: Friday, November 19, 2021 3:32:30 PM
Attachments: [20210311_not_consultation.pdf](#)

Good Afternoon Commissioners,

Please find attached a Notice of Comment in the above matter provided to you under North Dakota Supreme Court Administrative Rule 7.2.

We will schedule this as an agenda item for the December 6th meeting.

Regards,



Brandy Madrigga
Finance Director
211 9th St S
Fargo, ND 58103
T 701.241.5627
www.casscountynynd.gov

From: Hulm, Petra <PHulm@ndcourts.gov>
Sent: Wednesday, November 17, 2021 3:36 PM
To: Madrigga, Brandy <MadriggaB@casscountynynd.gov>; 'jschoenhard@nd.gov' <jschoenhard@nd.gov>; 'glenda.haugen@co.traiill.nd.us' <glenda.haugen@co.traiill.nd.us>
Subject: RE: Vacancy in Judgeship No. 4, East Central Judicial District - Supreme Court No. 20210311

CAUTION: EXTERNAL EMAIL

Attached is an updated notice. Please discard the prior notice.

Petra H. Mandigo Hulm

Clerk of Court

North Dakota Supreme Court

phulm@ndcourts.gov

701-328-2221

This email and any transmitted files attached are intended solely for the use of the individual or entity to which they are addressed, and may be confidential under the law. If you have received this email in error please notify the originator of the message.

From: Hulm, Petra
Sent: Wednesday, November 17, 2021 2:14 PM
To: 'montplaisirm@casscountynynd.gov' <montplaisirm@casscountynynd.gov>; 'jschoenhard@nd.gov' <jschoenhard@nd.gov>; 'glenda.haugen@co.traiill.nd.us' <glenda.haugen@co.traiill.nd.us>
Subject: Vacancy in Judgeship No. 4, East Central Judicial District - Supreme Court No. 20210311

*SUPREME COURT OF NORTH DAKOTA
OFFICE OF THE CLERK
600 E Boulevard Avenue
Bismarck, ND 58505-0530
(701) 328-2221
supclerkofcourt@ndcourts.gov*

November 17, 2021

TO: c/o Auditors for
Cass County Board of Commissioners
Steele County Board of Commissioners
Traill County Board of Commissioners

Attached is a Notice of Comment in the above matter. This Notice is provided to you under North Dakota Supreme Court Administrative Rule 7.2.

Petra H. Mandigo Hulm
Clerk of Court
North Dakota Supreme Court
phulm@ndcourts.gov
701-328-2221

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