

AMENDED ITEM—February 7, 2022

SUGGESTED MOTION:

Move to amend the order of the agenda and replace item 2. Abatement hearings (Fracassi) with item 2. District Court Judgeship Vacancy (Wilson).

EAST CENTRAL JUDICIAL JUDGESHIP NO. 6 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. 6 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

Taylor Kaushagen
Commission Assistant

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

February 7, 2022

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

RE: Vacancy in Judgeship No. 6, East Central Judicial District – Supreme Court Nos. 20220042

Dear Clerk:

On February 4, 2022, Cass County was notified of the retirement of Judge Thomas R. Olson effective April 30, 2022. The North Dakota Supreme Court indicates it will accept comments regarding the upcoming vacancy until February 17, 2022.

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. 6 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

cc: Cass County Commissioners

IN THE SUPREME COURT
STATE OF NORTH DAKOTA

NOTICE OF CONSULTATION

Supreme Court No. 20220042

**In the Matter of the Vacancy in Judgeship No. 6,
with Chambers in Fargo, East Central Judicial District**

[¶1] On February 1, 2022, Governor Doug Burgum notified this Court of the retirement of the Honorable Thomas R. Olson as Judge of the District Court in the East Central Judicial District, effective April 30, 2022. Under N.D.C.C. § 27-05-02.1, a vacancy in the office of district judge will be created upon Judge Olson's retirement. 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 judge, lawyer or member of the public wishing to comment on the vacancy may do so by e-mail to Petra H. Mandigo Hulm, Clerk of the Supreme Court, at supclerkofcourt@ndcourts.gov, or in writing addressed to 600 E. Boulevard Ave., Bismarck, ND 58505-0530, **no later than February 17, 2022**. It is expected the Supreme Court will receive a report from the District 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.

[¶3] The Supreme Court of the State of North Dakota convened this 2nd day of February, 2022, with the Honorable Jon J. Jensen, Chief Justice, and 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.

/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. 6, East Central Judicial District - Supreme Court No. 20220042
Date: Thursday, February 3, 2022 4:48:16 PM
Attachments: [20220042_not_consult.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.

Regards,



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

From: Hulm, Petra <PHulm@ndcourts.gov>
Sent: Wednesday, February 2, 2022 10:29 AM
To: Madrigga, Brandy <MadriggaB@casscountynnd.gov>
Subject: FW: Vacancy in Judgeship No. 6, East Central Judicial District - Supreme Court No. 20220042

CAUTION: EXTERNAL EMAIL

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

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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