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## SUPREME COURT OF VIRGINIA



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December 16, 2022

The Honorable John S. Edwards  
Co-Chair, Judiciary Committee  
Senate of Virginia  
P.O. Box 1179  
Roanoke, Virginia 24006-1179

The Honorable R. Creigh Deeds  
Co-Chair, Judiciary Committee  
Senate of Virginia  
P.O. Box 5462  
Charlottesville, Virginia 22905-5462

The Honorable Robert B. Bell  
Chair, Courts of Justice Committee  
Virginia House of Delegates  
2309 Finch Court  
Charlottesville, VA 22911

Dear Chairs Edwards, Deeds, and Bell:

Virginia Code § 17.1-106 (E.) requires the Office of the Executive Secretary (OES) to prepare and distribute evaluation forms for retired recalled circuit court judges during the final year of the three-year period following their qualification by the Senate Committee on the Judiciary and the House Committee for Courts of Justice and report the results, annually, to the Senate Committee on the Judiciary and the House Committee for Courts of Justice. In addition, Item 42, Paragraph P of the 2022 Appropriation Act, Chapter 2, Special Session I requires the Office of the Executive Secretary to collect information on the number and types of circuit court cases referred to retired judges, and use such information to prepare and annually publish a report to be distributed to the members of the House Committee on Courts of Justice and the Senate Committee on the Judiciary. This process is not part of the Judicial Performance Evaluation (JPE) Program, which is established in Virginia Code § 17.1-100 and the Rules of the Supreme Court of Virginia.

On October 1, 2022, OES distributed a survey to all active members of the Virginia State Bar to fulfill these reporting requirements. This survey was sent using the Survey Monkey online survey tool. Members who had appeared before a retired, recalled judge in circuit court were asked to complete the anonymous 5-minute survey using the provided link

to the Survey Monkey evaluation tool in the email. Those lawyers who had not appeared before or observed a retired recalled judge in circuit court were to disregard the survey. The survey closed on October 31, 2022, at 11:59pm. To evaluate a group of eight retired recalled judges in their final year of the three-year period following their qualification, the survey measured the frequency (i.e., rarely/never, about half the time, etc.) of various attributes of the eight retired recalled judges observed by bar members over a twelve-month period, including timeliness, respect, attentiveness, communication, and knowledgeability. Upon completion of the survey, lawyers certified that they had not completed more than one survey response for a particular judge and that the responses were based on their personal experience with the judge.

Also included on the survey was a question asking about the case type(s) in which the attorney appeared before or observed a retired recalled judge. This question was answered by all respondents who had appeared before any retired recalled circuit judge during the 12-month period.

There were 725 respondents to the survey--203 respondents for specific retired recalled judges in their final year of the three-year period following their qualification, and 522 respondents for case type(s) only. Twenty-seven of the 203 respondents for specific retired recalled judges had appeared before or observed a particular judge more than 5 times. Overall, "frequently/always" was entered for 89% - 98% of responses across all the evaluation questions. The results indicate the eight retired recalled circuit court judges are convening court without undue delay, using courtroom time efficiently, and are prompt in rendering clear decisions frequently or always. Across all evaluation areas, the eight retired recalled circuit court judges exhibited the assessed characteristics rarely/never for less than 3% of the responses. Individual survey results for each retired recalled judge for whom OES received one or more survey responses are attached in alphabetical order by last name.

Based upon the survey responses, 63% of the cases in circuit court which survey respondents appeared before or observed the retired recalled judges were civil in nature. Civil case types included on the survey were domestic relations, tort, contract, and other civil. Criminal case type was a stand-alone selection and counted for 37% of the cases in which the survey respondents appeared before or observed the retired recalled judges. Retired recalled judges served for 2,741 days in circuit courts over the 12-month period.

If you have any questions regarding this report, please do not hesitate to contact me.

With best wishes, I am

Very truly yours,



Karl R. Hade

KRH:jrs

Attachments

cc: The Honorable Richard L. Saslaw  
The Honorable Thomas K. Norment, Jr.  
The Honorable L. Louise Lucas  
The Honorable Mark D. Obenshain  
The Honorable Ryan T. McDougle  
The Honorable Richard H. Stuart  
The Honorable William M. Stanley, Jr.  
The Honorable J. Chapman Petersen  
The Honorable Scott A. Surovell  
The Honorable Jennifer L. McClellan  
The Honorable Jennifer B. Boysko  
The Honorable Joseph D. Morrissey  
The Honorable Mark J. Peake  
The Honorable Leslie R. Adams  
The Honorable Terry G. Kilgore  
The Honorable James A. Leftwich Jr.  
The Honorable Jeffrey L. Campbell  
The Honorable Margaret B. Ransone  
The Honorable Nicholas J. Freitas  
The Honorable Jason S. Ballard  
The Honorable Wren M. Williams  
The Honorable Timothy V. Anderson  
The Honorable Vivian E. Watts  
The Honorable Charniele L. Herring  
The Honorable Patrick A. Hope  
The Honorable Jeffrey M. Bourne  
The Honorable Marcus B. Simon  
The Honorable Richard C. Sullivan Jr.  
The Honorable Karrie K. Delaney  
The Honorable Don L. Scott Jr.  
Division of Legislative Automated Systems

# 2022 Retired/Recalled Circuit Court Judge Evaluation Results

Evaluation of  
the Honorable

## William D. Broadhurst

### Respondents

**23**

### Appeared before or observed this Judge

1 - 5 Times

**20**  
87.0%

5 - 10 Times

**2**  
8.7%

More than 10 Times

**1**  
4.3%

### Types of cases you have appeared before or observed this judge preside

Criminal

**16**

Domestic  
Relations

**3**

Tort

**3**




Contract

**0**

Other  
Civil

**3**

### Rate the judge's performance

	1. Rarely/ never 	2. About Half the Time 	3. Frequently/ always 	N/A Not Applicable
The judge uses courtroom time efficiently:	0 0.0%	0 0.0%	23 100.0%	0
The judge is patient:	0 0.0%	0 0.0%	23 100.0%	0
The judge shows respect for all court participants:	0 0.0%	0 0.0%	23 100.0%	0
The judge is attentive to the proceedings:	0 0.0%	0 0.0%	23 100.0%	0
The judge is prompt in rendering decisions:	0 0.0%	0 0.0%	23 100.0%	0
The judge displays knowledge of the law:	0 0.0%	1 4.5%	21 95.5%	1
The judge exhibits fairness to all parties:	0 0.0%	1 4.3%	22 95.7%	0
The judge communicates effectively:	0 0.0%	1 4.3%	22 95.7%	0
The judge convenes court without undue delay:	0 0.0%	0 0.0%	23 100.0%	0
The judge's decisions are clear:	0 0.0%	0 0.0%	23 100.0%	0

# 2022 Retired/Recalled Circuit Court Judge Evaluation Results

Evaluation of  
the Honorable

## Nolan B. Dawkins

### Respondents

**8**

### Appeared before or observed this Judge

1 - 5 Times

**8**

100.0%

5 - 10 Times

**0**

0.0%

More than 10 Times

**0**

0.0%

### Types of cases you have appeared before or observed this judge preside

Criminal

**2**

Domestic  
Relations

**3**

Tort

**2**

Contract

**0**

Other  
Civil

**1**

### Rate the judge's performance

	1. Rarely/ never ★	2. About Half the Time ★★	3. Frequently/ always ★★★	N/A Not Applicable
The judge uses courtroom time efficiently:	0 0.0%	0 0.0%	8 100.0%	0
The judge is patient:	0 0.0%	0 0.0%	8 100.0%	0
The judge shows respect for all court participants:	0 0.0%	0 0.0%	8 100.0%	0
The judge is attentive to the proceedings:	1 12.5%	0 0.0%	7 87.5%	0
The judge is prompt in rendering decisions:	0 0.0%	1 12.5%	7 87.5%	0
The judge displays knowledge of the law:	1 12.5%	0 0.0%	7 87.5%	0
The judge exhibits fairness to all parties:	0 0.0%	0 0.0%	8 100.0%	0
The judge communicates effectively:	1 12.5%	0 0.0%	7 87.5%	0
The judge convenes court without undue delay:	0 0.0%	0 0.0%	8 100.0%	0
The judge's decisions are clear:	1 12.5%	1 12.5%	6 75.0%	0

# 2022 Retired/Recalled Circuit Court Judge Evaluation Results

Evaluation of  
the Honorable

## T.J. Hauler

### Respondents

**46**

### Appeared before or observed this Judge

1 - 5 Times

**37**  
80.4%

5 - 10 Times

**8**  
17.4%

More than 10 Times

**1**  
2.2%

### Types of cases you have appeared before or observed this judge preside

Criminal	Domestic Relations	Tort	Contract	Other Civil
<b>20</b>	<b>14</b>	<b>6</b>	<b>1</b>	<b>8</b>

### Rate the judge's performance

	1. Rarely/ never ★	2. About Half the Time ★★	3. Frequently/ always ★★★	N/A Not Applicable
The judge uses courtroom time efficiently:	0 0.0%	0 0.0%	42 100.0%	4
The judge is patient:	0 0.0%	3 6.7%	42 93.3%	1
The judge shows respect for all court participants:	0 0.0%	2 4.4%	43 95.6%	1
The judge is attentive to the proceedings:	0 0.0%	1 2.2%	44 97.8%	1
The judge is prompt in rendering decisions:	0 0.0%	0 0.0%	42 100.0%	4
The judge displays knowledge of the law:	0 0.0%	2 4.4%	43 95.6%	1
The judge exhibits fairness to all parties:	0 0.0%	3 6.7%	42 93.3%	1
The judge communicates effectively:	0 0.0%	2 4.4%	43 95.6%	1
The judge convenes court without undue delay:	0 0.0%	0 0.0%	44 100.0%	2
The judge's decisions are clear:	0 0.0%	3 6.8%	41 93.2%	2



# 2022 Retired/Recalled Circuit Court Judge Evaluation Results

Evaluation of  
the Honorable

## H. Thomas Padrick, Jr.

Respondents

**68**

Appeared before or observed this Judge

1 - 5 Times

**61**

89.7%

5 - 10 Times

**6**

8.8%

More than 10 Times

**1**

1.5%

Types of cases you have appeared before or observed this judge preside

Criminal

**34**

Domestic  
Relations

**14**

Tort

**5**

Contract

**5**

Other  
Civil

**18**

Rate the judge's performance

	1. Rarely/ never ★	2. About Half the Time ★★	3. Frequently/ always ★★★	N/A Not Applicable
The judge uses courtroom time efficiently:	0 0.0%	4 6.0%	63 94.0%	1
The judge is patient:	1 1.5%	10 14.7%	57 83.8%	0
The judge shows respect for all court participants:	1 1.5%	3 4.4%	64 94.1%	0
The judge is attentive to the proceedings:	1 1.5%	3 4.4%	64 94.1%	0
The judge is prompt in rendering decisions:	0 0.0%	0 0.0%	66 100.0%	2
The judge displays knowledge of the law:	0 0.0%	7 10.4%	60 89.6%	1
The judge exhibits fairness to all parties:	3 4.4%	4 5.9%	61 89.7%	0
The judge communicates effectively:	1 1.5%	5 7.4%	62 91.2%	0
The judge convenes court without undue delay:	0 0.0%	2 3.0%	64 97.0%	2
The judge's decisions are clear:	0 0.0%	7 10.4%	60 89.6%	1

# 2022 Retired/Recalled Circuit Court Judge Evaluation Results

Evaluation of  
the Honorable

## Charles L. Ricketts, III

### Respondents

**8**

### Appeared before or observed this Judge

1 - 5 Times

**7**

87.5%

5 - 10 Times

**1**

12.5%

More than 10 Times

**0**

0.0%

### Types of cases you have appeared before or observed this judge preside

Criminal

**6**

Domestic  
Relations

**2**

Tort

**0**

Contract

**0**

Other  
Civil

**2**

### Rate the judge's performance

	1. Rarely/ never ★	2. About Half the Time ★ ★	3. Frequently/ always ★ ★ ★	N/A Not Applicable
The judge uses courtroom time efficiently:	0 0.0%	0 0.0%	6 100.0%	2
The judge is patient:	1 14.3%	0 0.0%	6 85.7%	1
The judge shows respect for all court participants:	0 0.0%	1 12.5%	7 87.5%	0
The judge is attentive to the proceedings:	1 14.3%	0 0.0%	6 85.7%	1
The judge is prompt in rendering decisions:	0 0.0%	0 0.0%	7 100.0%	1
The judge displays knowledge of the law:	1 16.7%	1 16.7%	4 66.7%	2
The judge exhibits fairness to all parties:	1 14.3%	0 0.0%	6 85.7%	1
The judge communicates effectively:	1 14.3%	0 0.0%	6 85.7%	1
The judge convenes court without undue delay:	0 0.0%	0 0.0%	8 100.0%	0
The judge's decisions are clear:	1 14.3%	0 0.0%	6 85.7%	1



# 2022 Retired/Recalled Circuit Court Judge Evaluation Results

Evaluation of  
the Honorable

## Gregory L. Rupe

### Respondents

**7**

### Appeared before or observed this Judge

1 - 5 Times

**7**

100.0%

5 - 10 Times

**0**

0.0%

More than 10 Times

**0**

0.0%

### Types of cases you have appeared before or observed this judge preside

Criminal

**4**

Domestic  
Relations

**0**

Tort

**1**

Contract

**0**

Other  
Civil

**2**

### Rate the judge's performance

	1. Rarely/ never ★	2. About Half the Time ★★	3. Frequently/ always ★★★	N/A Not Applicable
The judge uses courtroom time efficiently:	0 0.0%	1 16.7%	5 83.3%	1
The judge is patient:	0 0.0%	4 66.7%	2 33.3%	1
The judge shows respect for all court participants:	0 0.0%	4 66.7%	2 33.3%	1
The judge is attentive to the proceedings:	0 0.0%	1 16.7%	5 83.3%	1
The judge is prompt in rendering decisions:	0 0.0%	0 0.0%	6 100.0%	1
The judge displays knowledge of the law:	1 16.7%	1 16.7%	4 66.7%	1
The judge exhibits fairness to all parties:	1 16.7%	1 16.7%	4 66.7%	1
The judge communicates effectively:	0 0.0%	0 0.0%	6 100.0%	1
The judge convenes court without undue delay:	0 0.0%	2 33.3%	4 66.7%	1
The judge's decisions are clear:	0 0.0%	1 16.7%	5 83.3%	1

# 2022 Retired/Recalled Circuit Court Judge Evaluation Results

Evaluation of  
the Honorable

## Charles S. Sharp

### Respondents

**27**

### Appeared before or observed this Judge

1 - 5 Times

**23**  
85.2%

5 - 10 Times

**3**  
11.1%

More than 10 Times

**1**  
3.7%

### Types of cases you have appeared before or observed this judge preside

Criminal

**18**

Domestic  
Relations

**5**

Tort

**3**

Contract

**0**

Other  
Civil

**2**

### Rate the judge's performance

	1. Rarely/ never ★	2. About Half the Time ★★	3. Frequently/ always ★★★	N/A Not Applicable
The judge uses courtroom time efficiently:	0 0.0%	0 0.0%	26 100.0%	1
The judge is patient:	0 0.0%	2 7.7%	24 92.3%	1
The judge shows respect for all court participants:	0 0.0%	1 3.7%	26 96.3%	0
The judge is attentive to the proceedings:	0 0.0%	0 0.0%	27 100.0%	0
The judge is prompt in rendering decisions:	0 0.0%	0 0.0%	26 100.0%	1
The judge displays knowledge of the law:	0 0.0%	0 0.0%	26 100.0%	1
The judge exhibits fairness to all parties:	0 0.0%	0 0.0%	26 100.0%	1
The judge communicates effectively:	0 0.0%	0 0.0%	26 100.0%	1
The judge convenes court without undue delay:	0 0.0%	0 0.0%	26 100.0%	1
The judge's decisions are clear:	0 0.0%	0 0.0%	26 100.0%	1

# 2022 Retired/Recalled Circuit Court Judge Evaluation Results

Evaluation of  
the Honorable

## Susan L. Whitlock

### Respondents

**16**

### Appeared before or observed this Judge

1 - 5 Times

**13**

81.3%

5 - 10 Times

**2**

12.5%

More than 10 Times

**1**

6.3%

### Types of cases you have appeared before or observed this judge preside

Criminal

**13**

Domestic  
Relations

**1**

Tort

**0**

Contract

**0**

Other  
Civil

**4**

### Rate the judge's performance

	1. Rarely/ never ★	2. About Half the Time ★★	3. Frequently/ always ★★★	N/A Not Applicable
The judge uses courtroom time efficiently:	0 0.0%	1 6.7%	14 93.3%	1
The judge is patient:	0 0.0%	0 0.0%	16 100.0%	0
The judge shows respect for all court participants:	0 0.0%	0 0.0%	16 100.0%	0
The judge is attentive to the proceedings:	0 0.0%	0 0.0%	16 100.0%	0
The judge is prompt in rendering decisions:	0 0.0%	1 6.3%	15 93.8%	0
The judge displays knowledge of the law:	0 0.0%	1 6.3%	15 93.8%	0
The judge exhibits fairness to all parties:	0 0.0%	1 6.3%	15 93.8%	0
The judge communicates effectively:	0 0.0%	1 6.3%	15 93.8%	0
The judge convenes court without undue delay:	0 0.0%	0 0.0%	16 100.0%	0
The judge's decisions are clear:	0 0.0%	1 6.3%	15 93.8%	0