

APPLICATION FOR NOMINATION TO THE COUNTY COURT

Instructions: *Respond fully to the questions asked below. Please make all efforts to include your full answer to each question in this document. You may attach additional pages, as necessary, however it is discouraged. In addition to the application, you must provide a recent color photograph to help identify yourself.*

Full Name: James Russell Disinger **Social Security No.:** [REDACTED]

Florida Bar No.: 0543454 **Date Admitted to Practice in Florida:** 04/18/2002

Cell Phone No.: [REDACTED] **E-Mail:** [REDACTED]

1. Please state your current employer and title, including any professional position and any public or judicial office you hold, your business address and telephone number.

Attorney/Owner at James R. Disinger, P.A.
131 East New York Avenue,
Suite 203
DeLand, FL 32724
386-626-4000

2. Please state your current residential address, including city, county, and zip code. Indicate how long you have resided at this location and how long you have lived in Florida. Additionally, please provide a telephone number where you can be reached (preferably a cell phone number).

[REDACTED] Volusia County

We have resided here for [REDACTED], and I have been a Florida resident for 45 years.

[REDACTED]

3. State your birth date and place of birth.

[REDACTED]
[REDACTED]

4. Are you a registered voter in Florida (Y/N)? Y

5. Please list all courts (including state bar admissions) and administrative bodies having special

admissions requirements to which you have ever been admitted to practice, giving the dates of admission, and if applicable, state whether you have ever been suspended or resigned. Please explain the reason for any lapse in membership.

State of Florida

Admitted 04/18/2002

United States District Court, Middle District of Florida Admitted 10/15/2003, and then readmitted 02/21/2019. I let my membership lapse when I became a State prosecutor in 2010, and was readmitted when I went back into private practice at the end of 2018.

6. Have you ever been known by any aliases? If so, please indicate and when you were known by such alias. N/A

EDUCATION:

7. List in reverse chronological order each secondary school, college, university, law school or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, the date the degree was received, class standing, and graduating GPA (if your class standing or graduating GPA is unknown, please request the same from such school).

Stetson University College of Law	08/1998-05/2001	Juris Doctorate, 05/05/2001
		Class Standing 99/116
		2.563 Graduating GPA

Stetson University	08/1994-05/1998	Bachelor of Arts, 05/10/1998
		Class Standing N/A
		2.96 Graduating GPA

8. List and describe any organizations, clubs, fraternities or sororities, and extracurricular activities you engaged in during your higher education. For each, list any positions or titles you held and the dates of participation.

Alpha Tau Omega Fraternity	Member	1994-1998
	Vice President	1996-1997
	House Father/Greek Life Staff	1997-1998
Teaching Assistant	Prof. Stephen Everhart (Trial Advocacy)	2000
Research Assistant		2000

EMPLOYMENT:

9. List in reverse chronological order all full-time jobs or employment (including internships and clerkships) you have held since the age of 21. Include the name and address of the employer, job title(s) and dates of employment. For non-legal employment, please briefly describe the position and provide a business address and telephone number.

Attorney, James R. Disinger, P.A. 09/2018-Present

131 East New York Ave., Suite 203, DeLand, FL 32724

Of-Counsel, Delgado and Associates 07/2021-Present

227 Seabreeze Blvd, Daytona Beach, FL 32118

Attorney, Delgado and Associates (Formerly Delgado and Romanik) 09/2018-07/2021

227 Seabreeze Blvd, Daytona Beach, FL 32118

Assistant State Attorney, 7th Circuit 10/2010-09/2018

101 North Alabama Avenue, Deland FL 32724

Assistant Regional Conflict Counsel (Part-time) Office of the Regional Conflict Counsel

101 Sunnyside Road, Suite 310, Casselberry, FL 32707 02/2009-10/2010

Attorney, James R. Disinger, PA 02/2006-10/2010

Longwood, FL

Assistant State Attorney, 18th Circuit 01/2004-02/2006

101 Eslinger Way, Sanford, FL 32773

Associate Attorney, Kaufman, Englett and Lynd 06/2003-12/2003

Current Address (Kaufman and Lynd, 200 E. Robinson Street, Orlando, FL 32801

Assistant State Attorney, 18th Circuit 06/2002-06/2003

101 Eslinger Way, Sanford, FL 32773

Assistant State Attorney, 19th Circuit 06/2001-06/2002

2000 16th Avenue, #329, Vero Beach, FL 32960

Server 05/1998-08/1998

Joe's Crab Shack, Sanford, FL (No longer in business)

Server 03/1998-05/1998

Mainstreet Grill, Deland, FL (No longer in business)

10. Describe the general nature of your current practice including any certifications which you possess; additionally, if your practice is substantially different from your prior practice or if you are not now practicing law, give details of prior practice. Describe your typical clients or former clients and the problems for which they sought your services.

My practice for the past three and a half years (and my private practice from 2006-2010) has been substantially Criminal Defense, and occasionally a civil matter (injunctions, forfeitures, traffic infractions, risk protection orders) when those civil matters were related to the criminal case. My prior practice was as a Prosecutor, only handling criminal matters on behalf of the State of Florida. Typically, my clients were accused of or formally charged with a crime and sought representation for those incidents.

11. What percentage of your appearance in court in the last five years or in the last five years of practice (include the dates) was:

	Court		Area of Practice	
Federal Appellate	___	%	Civil	<u>5</u> %
Federal Trial	___	%	Criminal	<u>95</u> %
Federal Other	___	%	Family	_____ %
State Appellate	___	%	Probate	_____ %
State Trial	<u>95</u>	%	Other	_____ %
State Administrative	___	%		
State Other	<u>5</u>	%		
TOTAL	<u> </u>	<u>100</u> %	TOTAL	<u> </u> <u>100</u> %

If your appearance in court the last five years is substantially different from your prior practice, please provide a brief explanation:

12. In your lifetime, how many (number) of the cases that you tried to verdict, judgment, or final decision were:

Jury?	<u>115</u>	Non-jury?	<u>15 (approx.)</u>
Arbitration?	_____	Administrative Bodies?	_____
Appellate?	_____		

13. Please list every case that you have argued (or substantially participated) in front of the United States Supreme Court, a United States Circuit Court, the Florida Supreme Court, or a Florida District Court of Appeal, providing the case name, jurisdiction, case number, date of argument, and the name(s), e-mail address(es), and telephone number(s) for opposing appellate counsel. If there is a published opinion, please also include that citation.

N/A

14. Within the last ten years, have you ever been formally reprimanded, sanctioned, demoted, disciplined, placed on probation, suspended, or terminated by an employer or tribunal before which you have appeared? If so, please state the circumstances under which such action was taken, the date(s) such action was taken, the name(s) of any persons who took such action, and the background and resolution of such action.

No

15. In the last ten years, have you failed to meet any deadline imposed by court order or received notice that you have not complied with substantive requirements of any business or contractual arrangement? If so, please explain full.

No

16. For your last six cases, which were tried to verdict or handled on appeal, either before a jury, judge, appellate panel, arbitration panel or any other administrative hearing officer, list the names, e-mail addresses, and telephone numbers of the trial/appellate counsel on all sides and court case numbers (include appellate cases). *This question is optional for sitting judges who have served five years or more.*

- State of Florida vs. Jeffrey Van Patten, Volusia County, 2019-102037-CFDL, William Busch for the State of Florida, BuschW@sao7.org , 386-822-6400
- State of Florida vs. Bradley Nemchik, Seminole County, 2018-CF-000751, Richard Babcock for the State of Florida, rbabcock@sa18.org, 407-665-6000
- State of Florida vs. Jesus Dosal, Volusia County, 2016-102818-CFDL, Michael Kurey/Carlos Mora for the Defense, mkurey@phillipsandfinley.com, 386-734-5959 cmora@circuit9.org, 386-822-5770
- State of Florida vs. David Ramsey, Volusia County, 2017-100024-CFDL, Brian Smith for the Defense, smith.brian@pd7.org, 386-239-7730
- State of Florida vs. Henry Strong, Volusia County, 2015-102886-CFDL, Brian Smith for the Defense, smith.brian@pd7.org, 386-239-7730
- State of Florida vs. Craig Howitt, Volusia County, 2016-100937-CFDL, Gordon Fenderson for the Defense, gfenderson@fendersonlaw.com, 904-854-4222

17. For your last six cases, which were either settled in mediation or settled without mediation or trial, list the names and telephone numbers of trial counsel on all sides and court case numbers (include appellate cases). *This question is optional for sitting judges who have served five years or more.*

N/A

18. During the last five years, on average, how many times per month have you appeared in Court or at administrative hearings? If during any period you have appeared in court with greater frequency than during the last five years, indicate the period during which you appeared with greater frequency and succinctly explain.

15 times per month on average

19. If Questions 16, 17, and 18 do not apply to your practice, please list your last six major transactions or other legal matters that were resolved, listing the names, e-mail addresses, and telephone numbers of the other party counsel.

20. During the last five years, if your practice was greater than 50% personal injury, workers' compensation or professional malpractice, what percentage of your work was in representation of plaintiffs or defendants?

N/A

21. List and describe the five most significant cases which you personally litigated giving the case style, number, court and judge, the date of the case, the names, e-mail addresses, and telephone numbers of the other attorneys involved, and citation to reported decisions, if any. Identify your client and describe the nature of your participation in the case and the reason you believe it to be significant.

The first case of significance was the State of Florida vs. Melvin Brown Jr, Volusia County Clerk Number 2011-032029-CFAES. The case was tried in front of Judge Randall Rowe, and the Defense Attorney was Bradley Sherman. I was one of the prosecutors on the case, second chair to Assistant State Attorney Celeste Gagne. This was the first homicide case I had ever prosecuted, and the time and effort that we all put into the case, from preparation to the actual trial itself, was exhausting but also incredibly rewarding. This particular case stands out to me not only for that experience, but also because I was allowed to deliver the State's rebuttal argument in closing and had the honor of being the last argument that the jury heard before they went back to deliberate. Looking back, I will always appreciate not only the jury's decision in finding Mr. Brown guilty, but also the trust and confidence that Ms. Gagne had in me to deliver the closing argument. Ms. Gagne and I and our investigators received a certificate of Commendation from the New Smyrna Beach Police Department for our work on the case.

Bradley Sherman, brad@shermanlawoffice.net, 386-532-6000
Celeste Gagne, Florida Bar # 856551, Currently Retired, 386-239-7710 (State Attorney's Office , Daytona Beach, FL
Fifth DCA Case No: 5D 12-3088 (PCA), 5D-19-1977 (PCA)

The second case of significance was the State of Florida vs. Ian Kimbrell, Volusia County Clerk Number 2007-31648-CFAES. I was co-counsel with John R. Samaan. This case was tried in front of Judge David Walsh in Daytona Beach. The State of Florida was represented by Assistant State Attorney Michael Willard. The case is significant for two reasons. This case was tried in late September, and I was also working on a case that was set for trial where a client was facing a life sentence, so I was going back and forth getting ready for two trials at once. However, this case was significant to me for a more important reason. Although our client was not facing life in prison if he was convicted, he was facing a probation violation from out-of-state if he was found guilty, and his future in college and employment would certainly be questionable, and he literally put his future in our hands. This was a case in which our client was charged with Battery on a Law Enforcement Officer for an event that occurred during Bike Week in Daytona, and there was no question that he was present when the events occurred. What was significant was his version of the facts, and the rather large burn that he had on his leg after being wrestled to the ground by a motorcycle officer. That burn was from the exhaust pipe of the officer's motorcycle, and the actions of Mr. Kimbrell in kicking and flailing were his attempt to stop himself from burning, not to strike the officer. The time that we spent preparing and the evidence that we were able to secure and present were clearly factors in the jury acquitting Mr. Kimbrell and giving him the opportunity to get his life back on track.

John Samaan, john@samaan-law.com, 407-740-0500
Michael Willard, willardm@sao7.org, 386-239-7710 (Daytona), 386-822-6400
(Deland)

The next case that stands out for me was one of the more recent cases, State of Florida vs. Marcos Cardona, Volusia County Clerk Number 2015-101347-CFDL, and it was tried in front of Judge Raul Zambrano. The defendant was represented by Betty Wyatt and Christine Aung. The facts in particular stand out to me, and in no small part because I was the prosecutor in the case from the beginning. It took about a year and a half to get to trial, and the victim in the case was the biological daughter of the Defendant. She had been victimized from her 12th birthday until she was 16 years old, and it was only then that she had the courage to disclose the sexual abuse that she had suffered for years at the hands of her father. Her own mother did not support her at first, although that relationship eventually was repaired, but it was through the support of her aunt and her grandparents that she was able to escape the house (along with her brother) and the abuse and was able to eventually be strong enough to testify against her father. That child went through more than most people can imagine, and I was able to successfully prosecute and convict him for his actions. I am proud of the fact that he was sentenced to life in prison and can never again hurt another child, and I am proud of the healing and progress that the victim and her family have made. It was one of the few times that every single member of the family gave me a hug after the trial, and that moment and the sentencing that followed, knowing that he was not going to be able to hurt her again, was one that will stay with me forever.

Betty Wyatt, wyatt.betty@pd7.org, 386-822-5770,
Christine Aung, christine.aung@aunglaw.com, 386-479-8977
Fifth DCA Case No: 5D 16-3892 (Mandate Affirming)

The fourth case is the State of Florida vs. Craig Howitt, Volusia County Clerk Number 2016-100937-CFDL. The counsel for the Defendant was Gordon Fenderson. This case was tried in front of Judge James Clayton. The Defendant was charged with Leaving the Scene of an Accident with Death and DUI Manslaughter. Again, the facts of this case stand out to me, in no small part because I was assigned the case from the very beginning, and I met with the mother of the Victim very early on and often throughout the case. She and I and the Victim Advocate met on numerous occasions, and what is significant about the case is that the victim, her son, was only 18 years old, and was run down by the Defendant and left to die on the side of the road. The victim was riding a motor scooter on his way home from work, and the Defendant had a few too many beers before attempting to drive home to Port Orange from Deland. The case went to trial about a year after the crash, and it was a case where some of the blood-alcohol evidence was suppressed by Judge Clayton. I understood his decision legally, although I disagreed with him, and the family and I made the difficult decision to move forward on the case without that evidence, even though we could have filed an appeal of the issue and would have had grounds to appeal it. It was a nerve-racking case for the family, and eventually the jury made the correct decision to still

find him guilty. The reason that is significant is that the victim's mother disclosed to myself and the arresting officer that she had been diagnosed with a very aggressive form of cancer, and that this trial and the subsequent sentencing was one that she was not sure she would be around to see. That was very moving for me, as she let me know that knowing the man who killed her son was not going to walk free was very comforting for her, and it made her ability to deal with the upcoming health issues much easier. It made me proud of my position and my ability to seek justice and proud to know that I helped to ease her suffering just a little.

Gordon Fenderson, gwenderson@fendersonlaw.com, 904-854-4222
Howitt v. State, 266 So.3d 219 (Fla. 5th DCA)

The last case that stands out is State of Florida vs. Clay Curtsinger, Orange County Clerk Case Number 2017-CF-008639-A-O. The case was assigned to Judge Dan Traver. The Assistant State Attorney handling the case for most of the time was Linda Drane Burdick, and then Christopher Smith handled it at the end. Mr. Curtsinger was charged with First Degree Murder for the shooting of a man who he claimed threatened his life. There was a somewhat lurid back-story to the shooting, and the sequence of events leading up to that fateful day. This case was significant to me because of the facts and charges, and the Stand Your Ground hearing that was conducted in the case. The law had recently changed in the State of Florida in regard to the burden of proof and the standard to be used by the Court in reviewing the evidence in a Stand Your Ground Hearing. I was co-counsel with Aaron Delgado, and we conducted a 3 day Stand Your Ground hearing in the case, which essentially was a trial. All the evidence that would have come in during a trial was presented to the Court, as well as expert testimony from both the State and the Defense. At the end, Judge Traver ruled that the State had met their burden to prove that our client was not entitled to immunity as matter of law (although he was still able to present the same defense to a jury should the case go to trial.) This was a significant turning point in the case, because after that hearing, the case was able to resolve with a reduction of the charges and a sentence of a term of years so that the Client would have an opportunity to be released while he was still alive.

Aaron Delgado, adelgado@communitylawfirm.com, 386-255-1400
Linda Drane Burdick, ldrane-burdick@sao9.org, 407-836-2400
Christopher Smith, csmith1@sao9.org, 407-836-2400

- 22.** Attach at least two, but no more than three, examples of legal writing which you personally wrote. If you have not personally written any legal documents recently, you may attach a writing sample for which you had substantial responsibility. Please describe your degree of involvement in preparing the writing you attached.

I have attached three examples of legal writing for your review, I personally wrote all three of these examples.

Writing Sample 1 for James Disinger-State Response on Christopher Mangiafico
Writing Sample 2 for James Disinger-State Response on Gary Richardson Motion to Correct
Illegal Sentence
Writing Sample 3 for James Disinger-State Response to Motion to Dismiss, John Baran Case

PRIOR JUDICIAL EXPERIENCE OR PUBLIC OFFICE

- 23.** Have you ever held judicial office or been a candidate for judicial office? If so, state the court(s) involved, the dates of service or dates of candidacy, and any election results.

No

- 24.** If you have previously submitted a questionnaire or application to this or any other judicial nominating commission, please give the name(s) of the commission, the approximate date(s) of each submission, and indicate if your name was certified to the Governor's Office for consideration.

7th Circuit Judicial Nominating Commission

February 2010, August 2017, November 2017, September 2020

My name was not certified to the Governor's Office for the first three submissions, but it was certified to the Governor's Office in 2020.

- 25.** List any prior quasi-judicial service, including the agency or entity, dates of service, position(s) held, and a brief description of the issues you heard.

N/A

- 26.** If you have prior judicial or quasi-judicial experience, please list the following information:

- (i) the names, phone numbers and addresses of six attorneys who appeared before you on matters of substance;
- (ii) the approximate number and nature of the cases you handled during your tenure;
- (iii) the citations of any published opinions; and
- (iv) descriptions of the five most significant cases you have tried or heard, identifying the citation or style, attorneys involved, dates of the case, and the reason you believe these cases to be significant.

- 27.** Provide citations and a brief summary of all of your orders or opinions where your decision was reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, attach copies of the opinions.

N/A

- 28.** Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, attach copies of the opinions

N/A

- 29.** Has a complaint about you ever been made to the Judicial Qualifications Commission? If so, give the date, describe the complaint, whether or not there was a finding of probable cause, whether or not you have appeared before the Commission, and its resolution.

N/A

- 30.** Have you ever held an attorney in contempt? If so, for each instance state the name of the attorney, case style for the matter in question, approximate date and describe the circumstances.

N/A

- 31.** Have you ever held or been a candidate for any other public office? If so, state the office, location, dates of service or candidacy, and any election results.

N/A

NON-LEGAL BUSINESS INVOLVEMENT

- 32.** If you are now an officer, director, or otherwise engaged in the management of any business enterprise, state the name of such enterprise, the nature of the business, the nature of your duties, and whether you intend to resign such position immediately upon your appointment or election to judicial office.

I am the owner/president of James R. Disinger, P.A., a Florida Corporation. The nature of the business is the practice of law, and I would close my practice and either dissolve the corporation or amend and rename the corporation and it's status to only handle non-legal matters, such as catering, BBQ events, coaching, etc.

- 33.** Since being admitted to the Bar, have you ever engaged in any occupation, business or profession other than the practice of law? If so, explain and provide dates. If you received any compensation of any kind outside the practice of law during this time, please list the amount of compensation received.

I have worked as a youth volleyball coach at the Deland YMCA and at Power Volleyball Academy in Lake Helen. The dates ranged from 2014-2018, and the compensation was \$300-\$350 per month at Power Volleyball Academy, with 2 days per week of practice and 10-15 hours per weekend for tournaments for the 6-9 month season. The compensation at the Deland YMCA was \$8.75 per hour, with 4-6 hours per week, for the 2-4 month season.

POSSIBLE BIAS OR PREJUDICE

34. The Commission is interested in knowing if there are certain types of cases, groups of entities, or extended relationships or associations which would limit the cases for which you could sit as the presiding judge. Please list all types or classifications of cases or litigants for which you, as a general proposition, believe it would be difficult for you to sit as the presiding judge. Indicate the reason for each situation as to why you believe you might be in conflict. If you have prior judicial experience, describe the types of cases from which you have recused yourself.

There are no types of cases or classifications of cases or litigants that would be difficult for me to preside over as a judge.

PROFESSIONAL ACCOMPLISHMENTS AND OTHER ACTIVITIES

35. List the titles, publishers, and dates of any books, articles, reports, letters to the editor, editorial pieces, or other published materials you have written or edited, including materials published only on the Internet. Attach a copy of each listed or provide a URL at which a copy can be accessed.

1. Everything You Wanted to Know About Restraining Orders but Were Afraid to Ask, 1/20/20

<https://communitylawfirm.com/everything-you-wanted-know-about-restraining-orders-were-afraid-ask>

2. Hiring a Former Prosecutor to Defend You, 11/08/18

<https://communitylawfirm.com/hiring-former-prosecutor-defend-you>

3. While in law school, I was a research assistant, and I, along with other students, worked on two articles for the 2000 American Bar Association Annual Meeting publication (Section of Business Law). Those articles were as follows: "Hot Zoning Issues Facing the Nonprofit World" and "Divas, Glitz, and Daytime Television: The Business Lawyers that Make It Happen". I do not have copies of said articles and I cannot locate them online.

36. List any reports, memoranda or policy statements you prepared or contributed to the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. Provide the name of the entity, the date published, and a summary of the document. To the extent you have the document, please attach a copy or provide a URL at which a copy can be accessed.

N/A

- 37.** List any speeches or talks you have delivered, including commencement speeches, remarks, interviews, lectures, panel discussions, conferences, political speeches, and question-and-answer sessions. Include the date and place they were delivered, the sponsor of the presentation, and a summary of the presentation. If there are any readily available press reports, a transcript or recording, please attach a copy or provide a URL at which a copy can be accessed

I participated as a panel member in the Professionalism Symposium in 2017 offered by the Volusia County Bar Association in Daytona Beach. I was on a Panel with Judge James Clayton, Attorney Sam Masters, and Attorney Kayla Hathaway. We were discussing professionalism from different perspectives, judicial, defense, prosecutor, and civil.

I have also been a guest speaker for the social studies programs at Deland Middle School and Ivy Hawn Middle School. I have been asked to speak to the students about topics ranging from what it takes to become an Attorney and what we do, to understanding the Justice System, the roles of Judges and Attorneys and understanding evidence. I do not have the dates of these speaking engagements, but they were sometime between 2010 and 2016.

- 38.** Have you ever taught a course at an institution of higher education or a bar association? If so, provide the course title, a description of the course subject matter, the institution at which you taught, and the dates of teaching. If you have a syllabus for each course, please provide.

I have been a guest speaker at the Daytona State College Law Enforcement Academy for the Crime Scene Investigation program and the General Academy on the topics of “Avoiding a Mistrial”, which I presented in March of 2016 with Laura Coln and “Crime Scene Investigations from a Prosecutor’s Perspective”, which I believe I presented in November of 2016 and then again in early 2017 with Ryan Will. I have also presented a “Direct Examination for Prosecutors and Witnesses” program for my fellow prosecutors in the 7th Circuit. I have provided copies of the PowerPoints used in those presentations on the flash drive that accompanies this application.

- 39.** List any fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement. Include the date received and the presenting entity or organization.

Victor O Wehle Trial Advocacy Award, Stetson University College of Law, 2001
Judge Raphael Steinhardt Award for Character, Leadership, and Service to the Community, Stetson University College of Law, 2001
Distinguished Service Award, Volusia County Teen Court, 2006
Pro Bono Service Recognition from Florida Supreme Court Chief Justice R. Fred Lewis, 2007 (for my work with the Volusia County Teen Court)

40. Do you have a Martindale-Hubbell rating? If so, what is it and when was it earned?

AV Preeminent, Earned in 2021.

41. List all bar associations, legal, and judicial-related committees of which you are or have been a member. For each, please provide dates of membership or participation. Also, for each indicate any office you have held and the dates of office.

Florida Bar, 2002-Present

American Bar Association, 2001-Unknown date. I let my membership lapse after law school, and I do not have the date that it ended. I was not an officer

Florida Association of Criminal Defense Lawyers (FACDL)-2018-Present

Volusia County Bar Association-2018-Present

Federalist Society-05/2020-Present

42. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in the previous question to which you belong, or to which you have belonged since graduating law school. For each, please provide dates of membership or participation and indicate any office you have held and the dates of office.

The Rotary Club of DeLand, 2020-Present

St. Mary Magdalen Catholic Church, 2021-Present

Deland Quarterback Club-2019-Present

Florida BBQ Association (FBA)-2011-2016

St. Peter Catholic Church, Deland-2016-2021

43. Do you now or have you ever belonged to a club or organization that in practice or policy restricts (or restricted during the time of your membership) its membership on the basis of race, religion (other than a church, synagogue, mosque or other religious institution), national origin, or sex (other than an educational institution, fraternity or sorority)? If so, state the name and nature of the club(s) or organization(s), relevant policies and practices and whether you intend to continue as a member if you are selected to serve on the bench.

No

44. Please describe any significant pro bono legal work you have done in the past 10 years, giving dates of service.

Defense Counsel for [REDACTED]. Dates of Service 02/21-Case Completion (approximately 6 months). My client was charged with a serious felony on school grounds, and he was living with his grandmother because his father was incarcerated, and his mother was living in Mexico. His school counselor is a colleague of my wife and she

reached out to me because she knew that he needed help and his grandmother did not have any means to help him.

45. Please describe any hobbies or other vocational interests.

Volleyball Coaching/Playing, Competition Barbeque, Distance Running, Golf

46. Please state whether you have served or currently serve in the military, including your dates of service, branch, highest rank, and type of discharge.

N/A

47. Please provide links to all social media and blog accounts you currently maintain, including, but not limited to, Facebook, Twitter, LinkedIn, and Instagram.

Facebook: <https://www.facebook.com/james.disinger>;

<https://facebook.com/Disingerlawpa>

Instagram: <https://instagram.com/jdisinger/>; <https://instagram.com/disingerlawpa>;

<https://instagram.com/paradice.creative>; <https://instagram.com/delandbeachvb>

Twitter: www.twitter.com/disingerlawpa; www.twitter.com/JDisinger;

www.twitter.com/bubbascruboak

Snapchat: <https://snapchat.com/add/lawdawgjd>

Pinterest: www.pinterest.com/jamesdisinger

TikTok: tiktok.com/@lawdawgjd

LinkedIn: <https://www.linkedin.com/in/james-disinger-783342147>

Youtube: <https://youtube.com/channel/UCs9sUqF5nQ8Jca-W9Wu16hQ>

FAMILY BACKGROUND

48. Please state your current marital status. If you are currently married, please list your spouse's name, current occupation, including employer, and the date of the marriage. If you have ever been divorced, please state for each former spouse their name, current address, current telephone number, the date and place of the divorce and court and case number information.

Married-Amanda Marie Disinger, [REDACTED]
[REDACTED] married 05/05/2018.

Former Spouse: Christine Mahaney, [REDACTED]
[REDACTED]
[REDACTED]

49. If you have children, please list their names and ages. If your children are over 18 years of age, please list their current occupation, residential address, and a current telephone number.



CRIMINAL AND MISCELLANEOUS ACTIONS

50. Have you ever been convicted of a felony or misdemeanor, including adjudications of guilt withheld? If so, please list and provide the charges, case style, date of conviction, and terms of any sentence imposed, including whether you have completed those terms.

No

51. Have you ever pled nolo contendere or guilty to a crime which is a felony or misdemeanor, including adjudications of guilt withheld? If so, please list and provide the charges, case style, date of conviction, and terms of any sentence imposed, including whether you have completed those terms.

No

52. Have you ever been arrested, regardless of whether charges were filed? If so, please list and provide sufficient details surrounding the arrest, the approximate date and jurisdiction.

No

53. Have you ever been a party to a lawsuit, either as the plaintiff, defendant, petitioner, or respondent? If so, please supply the case style, jurisdiction/county in which the lawsuit was filed, case number, your status in the case, and describe the nature and disposition of the matter.

Yes. Orange County and Volusia County, Florida. The style of the first case was JDP Enterprises vs. Donald Martin Green, Case # 482003CA007965A001OX. The nature of the lawsuit was a Mortgage Foreclosure case filed by the Law Firm of Kaufman, Englett, and Lynd on behalf of our client, JDP Enterprises. The Defendant in the original case responded to the filing of the original complaint by filing a Third Party complaint and named K.E.L., the Client, and myself as Third Party Defendants. The third party complaint was dismissed, and the original case was eventually settled through mediation. The second case was American Express vs. James Disinger Et Al, 2011-10035-CIDL. This was a business related case in which American Express filed suit as I was closing my business, and although we were in discussions to settle the account, the file was sent to a third party company on behalf of American Express who filed a contract claims suit on 1/6/2011. That case was voluntarily dismissed a month and a half after it was filed, on 2/28/2011.

54. To your knowledge, has there ever been a complaint made or filed alleging malpractice as

a result of action or inaction on your part?

No

- 55.** To the extent you are aware, have you or your professional liability carrier ever settled a claim against you for professional malpractice? If so, give particulars, including the name of the client(s), approximate dates, nature of the claims, the disposition and any amounts involved.

No

- 56.** Has there ever been a finding of probable cause or other citation issued against you or are you presently under investigation for a breach of ethics or unprofessional conduct by any court, administrative agency, bar association, or other professional group. If so, provide the particulars of each finding or investigation.

No

- 57.** To your knowledge, within the last ten years, have any of your current or former co-workers, subordinates, supervisors, customers, clients, or the like, ever filed a formal complaint or accusation of misconduct including, but not limited to, any allegations involving sexual harassment, creating a hostile work environment or conditions, or discriminatory behavior against you with any regulatory or investigatory agency or with your employer? If so, please state the date of complaint or accusation, specifics surrounding the complaint or accusation, and the resolution or disposition.

No

- 58.** Are you currently the subject of an investigation which could result in civil, administrative, or criminal action against you? If yes, please state the nature of the investigation, the agency conducting the investigation, and the expected completion date of the investigation.

No

- 59.** Have you ever filed a personal petition in bankruptcy or has a petition in bankruptcy been filed against you, this includes any corporation or business entity that you were involved with? If so, please provide the case style, case number, approximate date of disposition, and any relevant details surrounding the bankruptcy.

No

- 60.** In the past ten years, have you been subject to or threatened with eviction proceedings? If yes, please explain.

No

- 61.** Please explain whether you have complied with all legally required tax return filings. To the extent you have ever had to pay a tax penalty or a tax lien was filed against you, please explain giving the date, the amounts, disposition, and current status.

I have complied with all required tax filings.

HEALTH

- 62.** Are you currently addicted to or dependent upon the use of narcotics, drugs, or alcohol?

No

- 63.** During the last ten years have you been hospitalized or have you consulted a professional or have you received treatment or a diagnosis from a professional for any of the following: Kleptomania, Pathological or Compulsive Gambling, Pedophilia, Exhibitionism or Voyeurism? If your answer is yes, please direct each such professional, hospital and other facility to furnish the Chairperson of the Commission any information the Commission may request with respect to any such hospitalization, consultation, treatment or diagnosis. ["Professional" includes a Physician, Psychiatrist, Psychologist, Psychotherapist or Mental Health Counselor.] Please describe such treatment or diagnosis.

No

- 64.** In the past ten years have any of the following occurred to you which would interfere with your ability to work in a competent and professional manner: experiencing periods of no sleep for two or three nights, experiencing periods of hyperactivity, spending money profusely with extremely poor judgment, suffering from extreme loss of appetite, issuing checks without sufficient funds, defaulting on a loan, experiencing frequent mood swings, uncontrollable tiredness, falling asleep without warning in the middle of an activity. If yes, please explain.

No

- 65.** Do you currently have a physical or mental impairment which in any way limits your ability or fitness to properly exercise your duties as a member of the Judiciary in a competent and professional manner? If yes please explain the limitation or impairment and any treatment, program or counseling sought or prescribed.

No

- 66.** During the last ten years, have you ever been declared legally incompetent or have you or your

property been placed under any guardianship, conservatorship or committee? If yes, provide full details as to court, date, and circumstances.

No

67. During the last ten years, have you unlawfully used controlled substances, narcotic drugs, or dangerous drugs as defined by Federal or State laws? If your answer is "Yes," explain in detail. (Unlawful use includes the use of one or more drugs and/or the unlawful possession or distribution of drugs. It does not include the use of drugs taken under supervision of a licensed health care professional or other uses authorized by Federal or State law provisions.)

No

68. In the past ten years, have you ever been reprimanded, demoted, disciplined, placed on probation, suspended, cautioned, or terminated by an employer as result of your alleged consumption of alcohol, prescription drugs, or illegal drugs? If so, please state the circumstances under which such action was taken, the name(s) of any persons who took such action, and the background and resolution of such action

No

69. Have you ever refused to submit to a test to determine whether you had consumed and/or were under the influence of alcohol or drugs? If so, please state the date you were requested to submit to such a test, the type of test required, the name of the entity requesting that you submit to the test, the outcome of your refusal, and the reason why you refused to submit to such a test.

No

70. In the past ten years, have you suffered memory loss or impaired judgment for any reason? If so, please explain in full.

No

SUPPLEMENTAL INFORMATION

71. Describe any additional education or experiences you have which could assist you in holding judicial office.

My trial advocacy professor in law school had been a prosecutor, a defense attorney, and a judge. As I sat in his class, and later when he selected me to be a teaching assistant in my third year, I saw how the role of the judge is both a teacher and a gatekeeper. It was during my first job as a young prosecutor that I would meet the judge in Vero Beach, Judge David Morgan, who would eventually swear me in and he would instruct me and give me helpful advice to become a effective litigator, and then would hold me to the highest standard because I was a representative of the State of Florida with the power to have someone put in jail with the stroke of a pen. I credit both of these people in

giving me the desire to be a judge from the very beginning of my career. I am a firm believer in our system of justice, and I have seen first-hand how the demeanor, knowledge, and temperament of judges will affect the person standing in front of them.

72. Explain the particular contribution you believe your selection would bring to this position and provide any additional information you feel would be helpful to the Commission and Governor in evaluating your application.

I have been practicing in front of the bench for almost twenty years. I have appeared in front of many Judges all over the State of Florida, from the Florida Keys to the West Coast to Jacksonville and most of Central Florida. I have experienced kind and respectful Judges and have also experienced and witnessed some truly horrible behavior by members of the Judiciary to both attorneys and members of the public who appeared before them. The majority of those Judges who did not fulfill their obligations of Canon 1 and Canon 3 have since been either admonished or removed from the bench, but their behavior has always had a lasting impression on me. A County Court Judicial position is very often known as “the People’s Court”, as many litigants may not have an attorney, and so the need for even judicial temperament, while important for any Judge, is often amplified in a court where most citizens walking in the door do not have any knowledge of the legal system. To that end, I believe that my many years of experience in the courtroom, my work on both sides of counsel table, both as a prosecutor, an Assistant Regional Conflict Counsel and in private practice, my life experiences, and my demeanor are ideally suited to fulfill this role. If appointed, I will work tirelessly every day for the citizens of Volusia County to perform my duties impartially and diligently, and to uphold the integrity and independence of the Judiciary.

Judges are held to a higher standard, as they should be, and I believe that my life, family, and legal experience give me the background to make decisions that affect the lives of other people. I believe in the higher standard, and I believe in my ability to positively impact the lives that may come before me.

REFERENCES

73. List the names, addresses, e-mail addresses and telephone numbers of ten persons who are in a position to comment on your qualifications for a judicial position and of whom inquiry maybe made by the Commission and the Governor.

Hon. James R. Clayton, Chief Judge, 7th Judicial Circuit
101 North Alabama Avenue
Deland, FL 32724
386-740-5270
jclayton@circuit7.org

Hon. Dawn Nichols
101 North Alabama Avenue
Deland, FL 32724
386-822-5744
dnichols@circuit7.org

Hon. Randall H. Rowe, III
101 North Alabama Avenue
Deland, FL 32724
386-736-5946
rrowe@circuit7.org

Aaron Delgado, Esq.
227 Seabreeze Blvd.
Daytona Beach, FL 32118
386-255-1400
adelgado@communitylawfirm.com

David A. Webster, Esq.
1220 Commerce Park Drive, Suite 207
Longwood, FL 32779
407-862-9222
dwebsterlaw@gmail.com

Jeffrey Deen, Regional Counsel, 5th District
101 Sunnyside Road, Suite 310
Casselberry, FL 32707
407-389-5140
jdeen@rc5state.com

Det. Timothy Hughes, Deland Police Department
219 West Howry Avenue
Deland, FL 32720
386-626-7400
Hughest@deland.org

Rebecca Smith Hameroff, Office of the Statewide Prosecutor
Office of Statewide Prosecution
135 W. Central Blvd Ste 100
Orlando, FL 32801-2437
407-246-0893
Rebecca.hameroff@myfloridalegal.com

David Solar
President, The Rotary Club of DeLand
3402 Black Willow Trail
DeLand, FL 32724
386-748-3239
Dsolar7777@gmail.com

Harper Hill
Owner, Harper Hill & Associates, Inc.
809 N. Woodland Blvd
DeLand, FL 32720
386-848-1161
harperhill10@gmail.com

CERTIFICATE

I have read the foregoing questions carefully and have answered them truthfully, fully and completely. I hereby waive notice by and authorize The Florida Bar or any of its committees, educational and other institutions, the Judicial Qualifications Commission, the Florida Board of Bar Examiners or any judicial or professional disciplinary or supervisory body or commission, any references furnished by me, employers, business and professional associates, all governmental agencies and instrumentalities and all consumer and credit reporting agencies to release to the respective Judicial Nominating Commission and Office of the Governor any information, files, records or credit reports requested by the commission in connection with any consideration of me as possible nominee for appointment to judicial office. Information relating to any Florida Bar disciplinary proceedings is to be made available in accordance with Rule 3-7.1(1), Rules Regulating The Florida Bar. I recognize and agree that, pursuant to the Florida Constitution and the Uniform Rules of this commission, the contents of this questionnaire and other information received from or concerning me, and all interviews and proceedings of the commission, except for deliberations by the commission, shall be open to the public.

Further, I stipulate I have read, and understand the requirements of the Florida Code of Judicial Conduct.

Dated this 14th day of February, 2022.

James Disinger
Printed Name

[Handwritten Signature]
Signature

(Pursuant to Section 119.071(4)(d)(1), F.S.), . . . The home addresses and telephone numbers of justices of the Supreme Court, district court of appeal judges, circuit court judges, and county court judges; the home addresses, telephone numbers, and places of employment of the spouses and children of justices and judges; and the names and locations of schools and day care facilities attended by the children of justices and judges are exempt from the provisions of subsection (1), dealing with public records.

FINANCIAL HISTORY

1. State the amount of gross income you have earned, or losses you have incurred (before deducting expenses and taxes) from the practice of law for the preceding three-year period. This income figure should be stated on a year to year basis and include year to date information, and salary, if the nature of your employment is in a legal field.

Current Year-To-Date: \$17,542.52

Last Three Years: \$230,589.21(2021) \$133,267.00(2020), \$104,630.00 (2019)

2. State the amount of net income you have earned, or losses you have incurred (after deducting expenses but not taxes) from the practice of law for the preceding three-year period. This income figure should be stated on a year to year basis and include year to date information, and salary, if the nature of your employment is in a legal field.

Current Year-To-Date: \$10,920.24

Last Three Years: Not calculated yet (2021), \$115,794.00(2020), \$98,143.00 (2019)

3. State the gross amount of income or losses incurred (before deducting expenses or taxes)

Current Year-To-Date: \$17,542.52

Last Three Years: Not calculated yet (2021), \$170,634.00(2020), \$175,337.00 (2019)

4. State the amount you have earned in the preceding three years on a year by year basis from all sources other than the practice of law, and generally describe the source of such income or losses.

Current Year-To-Date: N/A

Last Three Years: \$70,707 (2019-Retirement Account Distribution)

5. State the amount of net income you have earned or losses incurred (after deducting expenses) from all sources other than the practice of law for the preceding three-year period on a year by year basis, and generally describe the sources of such income or losses.

Current Year-To-Date: N/A

Last Three Years: \$56,566.00(2019-Retirement Account Distribution)

FORM 6
FULL AND PUBLIC
DISCLOSURE OF
FINANCIAL INTEREST

PART A – NET WORTH

Please enter the value of your net worth as of December 31 or a more current date. [Note: Net worth is not calculated by subtracting your *reported* liabilities from your *reported* assets, so please see the instructions on page 3.]

My net worth as of 2/14/2022 was \$ 11,285.54.

PART B - ASSETS

HOUSEHOLD GOODS AND PERSONAL EFFECTS:

Household goods and personal effects may be reported in a lump sum if their aggregate value exceeds \$1,000. This category includes any of the following, if not held for investment purposes; jewelry; collections of stamps, guns, and numismatic items; art objects; household equipment and furnishings; clothing; other household items; and vehicles for personal use.

The aggregate value of my household goods and personal effects (described above) is \$150,000.00

ASSETS INDIVIDUALLY VALUED AT OVER \$1,000:

DESCRIPTION OF ASSET (specific description is required – see instructions p. 3)

VALUE OF ASSET

Real Property, [REDACTED]	\$415,000.00
Checking/Savings Accounts, Wells Fargo Bank	\$22,435.00
Oceans 22 (Hilton Grand Vacation Club Membership)	\$35,000.00
James R. Disinger, P.A., a Florida Corporation	\$8,000

PART C - LIABILITIES

LIABILITIES IN EXCESS OF \$1,000 (See instructions on page 4):

NAME AND ADDRESS OF CREDITOR

AMOUNT OF LIABILITY

Freedom Mortgage, P.O. Box 6656, Chicago, IL, 60680	\$280,190.52
Ally Auto, P.O. Box 78234, Phoenix, AZ 85062	\$42,033.19
Northwest Federal Credit Union, P.O. Box 1229, Herndon, VA 20172	\$45,130.08
Mohela/Sofi, 633 Spirit Drive, Chesterfield, MO 63005	\$54,322.27
Department of Education/Aidvantage, P.O. Box 9635, Wilkes Barre, PA 18773	\$105,640.00
Upstart Network, Inc, 2 Circle Star Way, San Carlos, CA 94070	\$48,758.13
Oceans 22 LLC, 2200 N. Ocean Blvd, Myrtle Beach, SC 29577	\$22,575.27
Small Business Administration, 14925 Kingsport Road, Fort Worth, TX 761552243 (Business Loan)	\$20,500.00

JOINT AND SEVERAL LIABILITIES NOT REPORTED ABOVE:

NAME AND ADDRESS OF CREDITOR

AMOUNT OF LIABILITY

PART D - INCOME

You may **EITHER** (1) file a complete copy of your latest federal income tax return, *including all W2's, schedules, and attachments*, **OR** (2) file a sworn statement identifying each separate source and amount of income which exceeds \$1,000 including secondary sources of income, by completing the remainder of Part D, below.

I elect to file a copy of my latest federal income tax return and all W2's, schedules, and attachments.
 (if you check this box and attach a copy of your latest tax return, you need not complete the remainder of Part D.)

PRIMARY SOURCE OF INCOME (See instructions on page 5):

NAME OF SOURCE OF INCOME EXCEEDING \$1,000	ADDRESS OF SOURCE OF INCOME	AMOUNT
James R. Disinger, P.A.	131 East New York Avenue, Suite 203, DeLand, FL 32724	\$94,194.00
Aaron Delgado & Associates	227 Seabreeze Blvd., Daytona Beach, FL 32118	\$21,600.00

SECONDARY SOURCES OF INCOME [Major customers, clients, etc., of businesses owned by reporting person—see instructions on page 6]

NAME OF BUSINESS ENTITY	NAME OF MAJOR SOURCES OF BUSINESS' INCOME	ADDRESS OF SOURCE	PRINCIPAL BUSINESS ACTIVITY OF SOURCE

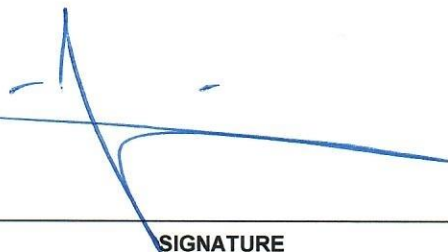
PART E – INTERESTS IN SPECIFIC BUSINESS [Instructions on page 7]

	BUSINESS ENTITY #1	BUSINESS ENTITY #2	BUSINESS ENTITY #3
NAME OF BUSINESS ENTITY	James R. Disinger, P.A.		
ADDRESS OF BUSINESS ENTITY	131 East New York Ave., Suite 203, DeLand, FL 32724		
PRINCIPAL BUSINESS ACTIVITY	Law Firm		
POSITION HELD WITH ENTITY	Attorney/President		
I OWN MORE THAN A 5% INTEREST IN THE BUSINESS	Yes		
NATURE OF MY OWNERSHIP INTEREST	I am the owner and president of the Corporation		

IF ANY OF PARTS A THROUGH E ARE CONTINUED ON A SEPARATE SHEET, PLEASE CHECK HERE

OATH

I, the person whose name appears at the beginning of this form, do depose on oath or affirmation and say that the information disclosed on this form and any attachments hereto is true, accurate, and complete.


SIGNATURE

STATE OFFLORIDA

COUNTY OF Volusia

Sworn to (or affirmed) and subscribed before me this 14th day of February 22 by James R. Disinger



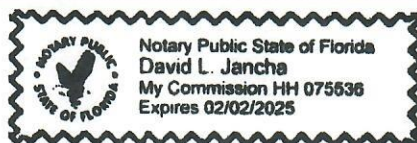
(Signature of Notary Public—State of Florida)

DAVID JANCHA

(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known OR Produced Identification _____

Type of Identification Produced _____



INSTRUCTIONS FOR COMPLETING FORM 6:

PUBLIC RECORD: The disclosure form and everything attached to it is a public record. **Your Social Security Number is not required and you should redact it from any documents you file.** If you are an active or former officer or employee listed in Section 119.071(4)(d), F.S., whose home address is exempt from disclosure, the Commission is required to maintain the confidentiality of your home address **if you submit a written request for confidentiality.**

PART A – NET WORTH

Report your net worth as of December 31 or a more current date, and list that date. This should be the same date used to value your assets and liabilities. In order to determine your net worth, you will need to total the value of all your assets and subtract the amount of all of your liabilities. Simply subtracting the liabilities reported in Part C from the assets reported in Part B will not result in an accurate net worth figure in most cases.

To total the value of your assets, add:

- form;
- (1) The aggregate value of household goods and personal effects, as reported in Part B of this form;
 - (2) The value of all assets worth over \$1,000, as reported in Part B; and
 - (3) The total value of any assets worth less than \$1,000 that were not reported or included in the category of “household goods and personal effects.”

To total the amount of your liabilities, add:

- (1) The total amount of each liability you reported in Part C of this form, except for any amounts listed in the “joint and several liabilities not reported above” portion; and,
- (2) The total amount of unreported liabilities (including those under \$1,000, credit card and retail installment accounts, and taxes owed).

PART B – ASSETS WORTH MORE THAN \$1,000

HOUSEHOLD GOODS AND PERSONAL EFFECTS:

The value of your household goods and personal effects may be aggregated and reported as a lump sum, if their aggregate value exceeds \$1,000. The types of assets that can be reported in this manner are described on the form.

ASSETS INDIVIDUALLY VALUED AT MORE THAN \$1,000:

Provide a description of each asset you had on the reporting date chosen for your net worth (Part A), that was worth more than \$1,000 and that is not included as household goods and personal effects, and list its value. Assets include: interests in real property; tangible and intangible personal property, such as cash, stocks, bonds, certificates of deposit, interests in partnerships, beneficial interest in a trust, promissory notes owed to you, accounts received by you, bank accounts, assets held in IRAs, Deferred Retirement Option Accounts, and Florida Prepaid College Plan accounts. You are not required to disclose assets owned solely by your spouse.

How to Identify or Describe the Asset:

— Real property: Identify by providing the street address of the property. If the property has no street address, identify by describing the property's location in a manner sufficient to enable a member of the public to ascertain its location without resorting to any other source of information.

— Intangible property: Identify the type of property and the business entity or person to which or to whom it relates. Do not list simply “stocks and bonds” or “bank accounts.” For example, list “Stock (Williams Construction Co.),” “Bonds (Southern Water and Gas),” “Bank accounts (First

National Bank),” “Smith family trust,” Promissory note and mortgage (owed by John and Jane Doe).”

How to Value Assets:

- Value each asset by its fair market value on the date used in Part A for your networth.
- Jointly held assets: If you hold real or personal property jointly with another person, your interest equals your legal percentage of ownership in the property. *However*, assets that are held as tenants by the entirety or jointly with right of survivorship must be reported at 100% of their value.
- Partnerships: You are deemed to own an interest in a partnership which corresponds to your interest in the equity of that partnership.
- Trusts: You are deemed to own an interest in a trust which corresponds to your percentage interest in the trust corpus.
- Real property may be valued at its market value for tax purposes, unless a more accurate appraisal of its fair market value is available.
- Marketable securities which are widely traded and whose prices are generally available should be valued based upon the closing price on the valuation date.
- Accounts, notes, and loans receivable: Value at fair market value, which generally is the amount you reasonably expect to collect.
- Closely-held businesses: Use any method of valuation which in your judgment most closely approximates fair market value, such as book value, reproduction value, liquidation value, capitalized earnings value, capitalized cash flow value, or value established by “buy-out” agreements. It is suggested that the method of valuation chosen be indicated in a footnote on the form.
- Life insurance: Use cash surrender value less loans against the policy, plus accumulated dividends.

PART C—LIABILITIES

LIABILITIES IN EXCESS OF \$1,000:

List the name and address of each creditor to whom you were indebted on the reporting date chosen for your networth (Part A) in an amount that exceeded \$1,000 and list the amount of the liability. Liabilities include: accounts payable; notes payable; interest payable; debts or obligations to governmental entities other than taxes (except when the taxes have been reduced to a judgment); and judgments against you. You are not required to disclose liabilities owned *solely* by your spouse.

You do not have to list on the form any of the following: credit card and retail installment accounts, taxes owed unless the taxes have been reduced to a judgment), indebtedness on a life insurance policy owned to the company of issuance, or contingent liabilities. A “contingent liability” is one that will become an actual liability only when one or more future events occur or fail to occur, such as where you are liable only as a partner (without personal liability) for partnership debts, or where you are liable only as a guarantor, surety, or endorser on a promissory note. If you are a “co-maker” on a note and have signed as being jointly liable or jointly and severally liable, then this is not a contingent liability.

How to Determine the Amount of a Liability:

- Generally, the amount of the liability is the face amount of the debt.
- If you are the only person obligated to satisfy a liability, 100% of the liability should be listed.
- If you are jointly and severally liable with another person or entity, which often is the case where more than one person is liable on a promissory note, you should report here only the portion of the liability that corresponds to your percentage of liability. *However*, if you are jointly and severally liable for a debt relating to property you own with one or more others as tenants by the entirety or jointly, with right of survivorship,

report 100% of the total amount owed.

— If you are only jointly (not jointly and severally) liable with another person or entity, your share of the liability should be determined in the same way as you determined your share of jointly held assets.

Examples:

— You owe \$10,000 to a bank for student loans, \$5,000 for credit card debts, and \$60,000 with your spouse to a savings and loan for the mortgage on the home you own with your spouse. You must report the name and address of the bank (\$10,000 being the amount of that liability) and the name and address of the savings and loan (\$60,000 being the amount of this liability). The credit card debts need not be reported.

— You and your 50% business partner have a \$100,000 business loan from a bank and you both are jointly and severally liable. Report the name and address of the bank and \$50,000 as the amount of the liability. If your liability for the loan is only as a partner, without personal liability, then the loan would be a contingent liability.

JOINT AND SEVERAL LIABILITIES NOT REPORTED ABOVE:

List in this part of the form the amount of each debt, for which you were jointly and severally liable, that is not reported in the “Liabilities in Excess of \$1,000” part of the form. Example: You and your 50% business partner have a \$100,000 business loan from a bank and you both are jointly and severally liable. Report the name and address of the bank and \$50,000 as the amount of the liability, as you reported the other 50% of the debt earlier.

PART D – INCOME

As noted on the form, you have the option of either filing a copy of your latest federal income tax return, including all schedules, W2's and attachments, with Form 6, or completing Part D of the form. If you do not attach your tax return, you must complete Part D.

PRIMARY SOURCES OF INCOME:

List the name of each source of income that provided you with more than \$1,000 of income during the year, the address of that source, and the amount of income received from that source. The income of your spouse need not be disclosed; however, if there is a joint income to you and your spouse from property you own jointly (such as interest or dividends from a bank account or stocks), you should include all of that income.

“Income” means the same as “gross income” for federal income tax purposes, even if the income is not actually taxable, such as interest on tax-free bonds. Examples of income include: compensation for services, gross income from business, gains from property dealings, interest, rents, dividends, pensions, IRA distributions, distributive share of partnership gross income, and alimony, but not child support. Where income is derived from a business activity you should report that income to you, as calculated for income tax purposes, rather than the income to the business.

Examples:

— If you owned stock in and were employed by a corporation and received more than \$1,000 of income (salary, commissions, dividends, etc.) from the company, you should list the name of the company, its address, and the total amount of income received from it.

— If you were a partner in a law firm and your distributive share of partnership gross income exceeded \$1,000, you should list the name of the firm, its address, and the amount of your distributive share.

— If you received dividend or interest income from investments in stocks and bonds, list only each individual company from which you received more than \$1,000. Do not aggregate income from all of these investments.

— If more than \$1,000 of income was gained from the sale of property, then you should list as a source of income the name of the purchaser, the purchaser's address, and the amount of gain from the sale. If the purchaser's

identity is unknown, such as where securities listed on an exchange are sold through a brokerage firm, the source of income should be listed simply as “sale of (name of company) stock,” for example.

— If more than \$1,000 of your income was in the form of interest from one particular financial institution (aggregating interest from all CD’s, accounts, etc., at that institution), list the name of the institution, its address, and the amount of income from that institution.

SECONDARY SOURCE OF INCOME:

This part is intended to require the disclosure of major customers, clients, and other sources of income to businesses in which you own an interest. It is not for reporting income from second jobs. That kind of income should be reported as a “Primary Source of Income.” You will **not** have anything to report **unless**:

(1) You owned (either directly or indirectly in the form of an equitable or beneficial interest) during the disclosure period, more than 5% of the total assets or capital stock of a business entity (a corporation, partnership, limited partnership, LLC, proprietorship, joint venture, trust, firm, etc., doing business in Florida); and

(2) You received more than \$1,000 in gross income from that business entity during the period.

If your ownership and gross income exceeded the two thresholds listed above, then for that business entity you must list every source of income to the business entity which exceeded 10% of the business entity’s gross income (computed on the basis of the business entity’s more recently completed fiscal year), the source’s address, the source’s principal business activity, and the name of the business entity in which you owned an interest. You do not have to list the amount of income the business derived from that major source of income.

Examples:

— You are the sole proprietor of a dry cleaning business, from which you received more than \$1,000 in gross income last year. If only one customer, a uniform rental company, provided more than 10% of your dry cleaning business, you must list the name of your business, the name of the uniform rental company, its address, and its principal business activity (uniform rentals).

— You are a 20% partner in a partnership that owns a shopping mall and your gross partnership income exceeded \$1,000. You should list the name of the partnership, the name of each tenant of the mall that provided more than 10% of the partnership’s gross income, the tenant’s address and principal business activity.

PART E – INTERESTS IN SPECIFIED BUSINESS

The types of businesses covered in this section include: state and federally chartered banks; state and federal savings and loan associations; cemetery companies; insurance companies; mortgage companies, credit unions; small loan companies; alcoholic beverage licensees; pari-mutuel wagering companies; utility companies; and entities controlled by the Public Service Commission; and entities granted a franchise to operate by either a city or a county government.

You are required to make this disclosure if you own or owned (either directly or indirectly in the form of an equitable or beneficial interest) at any time during the disclosure period, more than 5% of the total assets or capital stock of one of the types of business entities listed above. You also must complete this part of the form for each of these types of business for which you are, or were at any time during the year an officer, director, partner, proprietor, or agent (other than a resident agent solely for service of process).

If you have or held such a position or ownership interest in one of these types of businesses, list: the name of the business, its address and principal business activity, and the position held with the business (if any). Also, if you own(ed) more than a 5% interest in the business, as described above, you must indicate that fact and describe the nature of your interest.

JUDICIAL APPLICATION DATA RECORD

The judicial application shall include a separate page asking applicants to identify their race, ethnicity and gender. Completion of this page shall be optional, and the page shall include an explanation that the information is requested for data collection purposes in order to assess and promote diversity in the judiciary. The chair of the Commission shall forward all such completed pages, along with the names of the nominees to the JNC Coordinator in the Governor's Office (pursuant to JNC Uniform Rule of Procedure).

(Please Type or Print)

Date: 2/14/2022

JNC Submitting To: 7th

Name (please print): James R. Disinger

Current Occupation: Attorney

Telephone Number: 386-626-4000 Attorney No.: 0543454

Gender (check one): Male Female

Ethnic Origin (check one): White, non-Hispanic

Hispanic

Black

American Indian/Alaskan Native

Asian/Pacific Islander

County of Residence: Volusia

FLORIDA DEPARTMENT OF LAW ENFORCEMENT

DISCLOSURE PURSUANT TO THE
FAIR CREDIT REPORTING ACT(FCRA)

The Florida Department of Law Enforcement (FDLE) may obtain one or more consumer reports, including but not limited to credit reports, about you, for employment purposes as defined by the Fair Credit Reporting Act, including for determinations related to initial employment, reassignment, promotion, or other employment-related actions.

CONSUMER'S AUTHORIZATION FOR
FDLE TO OBTAIN CONSUMER REPORT(S)

I have read and understand the above Disclosure. I authorize the Florida Department of Law Enforcement (FDLE) to obtain one or more consumer reports on me, for employment purposes, as described in the above Disclosure.

James R. Disinger

Printed Name of Applicant

Signature of Applicant

Date:

2/14/2022