

Shelby County Board of Commissioners Application For Appointment to Elected Office

Applicant

Application for Appointment to Elected Office

First Name	Brooks
Last Name	Winnig
Office Address	████████████████████
City	Memphis
State	TN
Zip	████
Office Phone	██████████
Facsimile	██████████
Email Address	████████████████████
Home Address	
Street Number	████
Street Name	██████████
Street Type	██
Apt #	<i>Field not completed.</i>
City	Memphis
State	TN
Zip	████
Home Phone	██████████
Cellular Phone	██████████

Professional Background & Experience

Professional Background & Experience

1. Indicate your Present Employment. What is the Principal business of the business?

DISTRICT ATTORNEY GENERAL'S OFFICE, THIRTIETH DISTRICT OF TENNESSEE Assistant District Attorney General (2005-Present) General Sessions Assistant (2005- 2007) Felony Preliminary Hearing Team (2007-2009) Public Corruption and Economic Crimes Unit (2009-2011) Criminal Court Trial Assistant (2011-2012) DUI and Vehicular Homicide Unit (2012-2013) Felony Preliminary Hearing Team (2013-2014) General Sessions Assistant (2014-2015) Veteran's Court Assistant (2015) As a General Sessions Assistant, my daily job duties include reviewing affidavits of complaint to assess sufficiency of the affidavit and evidence, making offers for settlement, negotiating with defense attorneys, conducting bond hearings, preliminary hearings, bench trials, and managing the administration of the cases on the docket. As an assistant assigned to the Shelby County Veteran's Court, I also participate in the management of cases in the Veteran's Court Program, an intensive probation and treatment program designed to assist our Veterans with overcoming obstacles and addiction in order to get rehabilitation and become healthy productive members of society once again. The Felony Preliminary Hearing team is a job founded upon the determination of probable cause. As a member of this team, I was responsible for reviewing the evidence in felony cases to determine whether probable cause existed, and, if so, to determine how much and what evidence was necessary to show that probable cause existed for the charges. Along with conducting these hearings, I frequently held bond hearings on these felony cases. During my tenure on the Felony Preliminary Hearing Team, I have handled probable cause hearings on the full range of felonies, including the Felony Drug Court hearings. I was one of the first prosecutors specifically assigned to handle the Drug Court Hearings in front of the Judicial Commissioners. Conducting these drug hearing required knowledge and understanding of the legal requirements of search warrants. As a Criminal Court Trial Assistant, I handled cases in Criminal Court from indictment through disposition. My responsibilities included reviewing the case file to determine if the evidence was sufficient for prosecution, providing discovery to defense counsel, making any suitable offers for settlement, ultimately trying the case before a jury at the Defendant's request, and handling Petitions for Post Conviction Relief. In the course of these duties, I researched and participated in motions to suppress evidence based on the sufficiency of evidence for arrests and searches. As a member of the DUI and Vehicular Homicide Unit, I had all the same responsibilities of a Criminal Court Trial assistant, but I focused on cases involving driving under the influence of an intoxicant or drugs, including cases where driving under the influence resulted in injury or death. My experience in this unit provided me with extensive knowledge regarding the

requirements of the search warrants required to obtain a suspect's blood sample for testing. Additionally, I participated in training seminars for DUI officers, focused on the appropriate way to conduct field sobriety tests. In the Public Corruption and Economic Crimes Unit, I, similarly, had all the responsibilities of a Criminal Court Trial Assistant, but handled my cases vertically, often from investigation, through preliminary hearing and indictment, to its ultimate disposition. Additionally, I was called upon to advise on the investigation and sufficiency of the evidence in certain economic crimes cases from both the Memphis Police Department and the Shelby County Sheriff's Department. I dealt with property seizures, gaining experience of the specific requirements of the evidence and factors required for seizures under Tennessee law. Additionally, I created training materials and conducted training for the officers in the Organized Crime Unit regarding changes to Tennessee laws on bootleg and "knock-off" property.

2. List your prior professional or business employment since completion of high school and lasting more than twelve months with dates and names of employers.

The District Attorney General's Office, Thirtieth District of Tennessee Assistant District Attorney General (2005- Present) Amy P. Weirich, District Attorney General (Bill Gibbons, 2005-2010) The Court of Criminal Appeals of Tennessee Judicial Clerk (2004-2005) The Honorable Robert W. Wedemeyer

3. Describe any experience not stated above that you would like to bring to the attention of the Commission.

Ford & Harrison, LLP Summer Associate (Summer 2003) I drafted seminar and training materials for corporate compliance with anti-discrimination laws, and I created and implemented a database for the notice and reporting requirements necessary as part of a class action suit. Seymour Rosenberg, Attorney at Law Law Clerk (January 2003) I researched and drafted an emergency appeal for one of the clients Mr. Rosenberg represented in the Criminal Courts of Tennessee. Shuttleworth, Williams, Harper, Waring, and Derrick, PLLC Summer Associate (Summer 2002) I assisted with elements of various cases in the firm's civil practice. Citizen's Police Academy I was a volunteer representative of the District Attorney General's Office at one of the Citizen's Police Academy meetings, speaking with members of the community regarding the role of the District Attorney General's Office, the Assistant District Attorneys, and the policies and programs instituted by Da's office in an effort to help Memphis and Shelby County as a community and reduce crime. Guest Lecturer ITT (2007) I

was a guest lecturer for a Criminal Justice class at ITT, speaking specifically about the importance of clear and detailed police reports to both the prosecution and defense in criminal cases.

Personal Information

4. How long have you lived continuously in Shelby County? 11 years

5. State the county in which you are registered to vote. Shelby

6. List all states in which you have lived in the past 20 years and the dates you lived in each state, including all periods in which you resided in a state more than 50% of the time for a period of at least 12 months. Tennessee (1978-1996) Texs (1996-1997) Tennessee (1997-Present)

7. State your age, date and place of birth. [REDACTED] in Memphis, Tennessee

8. a) Drivers License No. [REDACTED]

b) Election Commission Voter Registration No. [REDACTED]

9. Family Status

a) State the full name and present address of your spouse. Samuel David Winnig [REDACTED]

b) State your spouse's occupation and place of employment.

Assistant District Attorney General, District Attorney General's Office,
Thirtieth District Of Tennessee

c) If you have children, state their name(s), age(s), address(es) and present occupation(s).

[REDACTED]

10. Military Service

a) Branch of Service *Field not completed.*

b) Service Number *Field not completed.*

c) Dates of active duty *Field not completed.*

d) Rank/rate at separation *Field not completed.*

e) Decorations, honors, or achievements *Field not completed.*

f) Was your discharge other than honorable? If so, explain. *Field not completed.*

11. a) Have you ever pled guilty or been convicted or are you now on diversion for violation of any law, regulation or ordinance?

No

12. To your knowledge, are you now under federal, state or local

No.

investigation for possible violation of a criminal statute? If so, give details.

13. Have you ever been interviewed by any federal, state or local law enforcement agency for any reason other than minor traffic violation? If so, give details.

No.

14. If you have been disciplined or cited for breach of ethics or unprofessional conduct by a court, administrative agency, disciplinary committee, or other professional group, give details.

No.

15. Has within the last five years, has a tax lien or other collection procedure been instituted against you by federal, state or local authorities or creditors? If so, give details.

I received notice from a collection agency of an unpaid bill for a partial month's home insurance premium. As the bill was set up on auto-pay, I did not realize the payment had not been made, because the payment was a partial payment and not the exact amount we had authorized. Upon receiving the notice, I promptly paid the bill, and no further action was taken.

16. a) Are you currently a party in any legal proceedings?

No

17. a) Are you now an officer or director of any business

Yes

organization, or are you otherwise engaged in the management of any business enterprise?

b) If so, give details, including the name of the enterprise, the nature of the business, the title or other description of your position, the nature of your duties, and the terms of your service.

I currently own and am acting as the landlord for my Grandparents' prior home.

c) Do you consider continuation of such business involvement to be a conflict of interest?

No. If any criminal legal issues were to arise with the home or my tenants, I would promptly recuse myself from any involvement in the case, advising officers and the other judicial commissioners that I could not handle the case in any way.

18. If your income is not wholly derived from your present employment as noted in #1 above, specify in detail the other sources of your income and the approximate percentage of your total income each source represents.

As the landlord of my grandparents' house, I might have additional income in the future. This would consist of any rent money obtained, less expenses for maintenance and any other expenses incurred by my grandparents at their current residence. At present, maintenance costs have far exceeded money brought in for rent. If, ever, the extra expenses became zero, the income from rent would be approximately 1% of my total income.

19. List all organizations to which you have belonged within the last ten years, including professional associations, civic,

Kappa Alpha Theta Alumni Association Tennessee Bar Association
Memphis Bar Association Memphis Bar Association Young Lawyers
Division Association for Women Attorneys Ptolemy

charitable, religious, educational, social and fraternal organizations. Give the titles and dates of any offices which you have held in such organizations.

20. a) Have you within the past ten years belonged to any organization, association, club or society which limits its membership to those of any particular race, religion or gender? Do not include in your answer those organizations specifically formed for a religious purpose, such as churches or synagogues.

To the best of my knowledge, The Association for Women Attorneys and Kappa Alpha Theta Sorority limit membership to women.

b) If so, list such organizations and describe the basis of the membership limitation.

To the best of my knowledge, The Association for Women Attorneys and Kappa Alpha Theta Sorority limit membership to women.

c) If it is not your intention to resign from such organization(s) and withdraw from any participation in their activities should you be selected for the position for which you are applying, state your reasons.

I do not believe that the gender limitations of the above associations are discriminatory. If, however, the County Commissioners disagree, I am willing to cease my association with these groups.

Education

21. List each college, law school, and other graduate school which you have attended, including dates of attendance, degree awarded and major.

University of Memphis, Cecil C. Humphrey's School of Law Juris Doctor, 2004 (2001-2004) With Honors University of Memphis Law Review Phi Delta Phi CALI Award, Cyberlaw University of Tennessee, Knoxville Bachelor of Arts, English (Rhetoric and Writing) 2000 (1998-2000) Ecole France Langue, Nice, France and Paris, France (Summer 1999) University of Texas, Austin (1996-1997) University of Memphis (Summer 1997) Southern Methodist University (Summer 1995)

Achievements

22. List honors, prizes, awards, or other forms of recognition which you have received since your graduation or college which are directly related to professional accomplishments.

n/a

23. List presentations you have made to groups and organizations within the past five years.

n/a

24. List any public office you have held or for which you have been candidate or applicant. Include the date, the position, and whether the position was elective or appointive.

n/a

25. Describe any experience you have

n/a

had with legislative or executive branches of government other than as an elected or appointed official.

26. Describe life experiences, personal involvements, or talents that you have that you feel will be of assistance to the Commission in evaluating and understanding your candidacy for this elected position. (150 words or less).

My grandparents always told me that there is nothing worth doing that is not worth doing right, and that true beauty lies within your heart and actions. It is these two truths by which I have always tried to frame my decisions. I have dedicated my entire life to the pursuit of justice. In a family full of attorneys, I have always had respect and admiration for our justice system. If everyone upheld their oaths, it could be the best system of justice in the world. I was raised to believe in equality, love, and forgiveness, but also laws and justice. This upbringing instilled within me a strong moral compass with which I guide my life. I am detail oriented and do not like to make mistakes. I believe these characteristics, and my extensive experience in criminal law, would allow me to be a fair and impartial Judicial Commissioner.

27. Read, and if you agree to the provisions, sign the following:

I have read the foregoing questions and have answered them in good faith and as completely as my records and recollections permit. I hereby agree to be considered for appointment to the office of

Judicial Commissioner

, and if appointed by the Shelby County Board of Commissioners, agree to serve that office.

In the event any material changes occur between the time this application is filed and the public hearing, I hereby agree to file an amended application with the Board of Commissioners for distribution to the commission members.

I understand that the information provided in this application shall be open to inspection upon filing with the office of the Shelby County Board of Commissioners and that the Commission may publicize the names of persons who apply for appointment and the names of those persons the Commission considers for the vacancy in question.

Printed Name Brooks Irvine Winnig

Date * 7/12/2016

Authorization for Release of Information

I, Brooks Irvine Winnig

, do hereby authorize the Shelby County Sheriff and/or the Shelby County Attorney and any and all agents or persons authorized by it, to conduct a full review and disclosure of all records concerning myself, whether said records are public, private, or confidential in nature. The intent of this authorization is to give my consent for full and complete disclosure of records of all criminal charges, with the exception of minor traffic offenses, whether disposed of or pending, and any outstanding warrants in accordance with Rule 34 or the Shelby County Board of Commissioners' Permanent Rules of Order.

I also certify that any persons who may furnish such information concerning me shall not be held accountable for giving this information, and I do hereby release said persons from any and all liability which may be incurred as a result of furnishing such information. I further specifically release the Shelby County Sheriff and/or the Shelby County Attorney and/or the Shelby County Board of Commissioners from any and all liability which might otherwise be incurred as a result of collecting or receiving such information.

I have read and fully understand the contents of this Authorization for Release of Information.

Print Full Name of Applicant (include maiden) (Allison) Brooks Irvine Winnig

Address [REDACTED]

Phone [REDACTED]

Date of Birth * [REDACTED]

Drivers License # [REDACTED]

Date * [REDACTED]
