

(Please Note: The following information will become public information upon submittal.)

CLARK COUNTY APPLICATION

Name: PATRICK ANTONIO FERGUSON

EMPLOYMENT HISTORY

Please provide employment history for the past 15 years beginning with current or most recent employment, including self-employment and periods of unemployment.

Current or Last Employer: Office of the Attorney General

Phone Number: (702) 486-3126

**Address/City/State/Zip Code: 555 E. Washington Ave., Ste. 3900
Las Vegas, NV 89101-1068**

From: 10/03 To: Present

Supervisor's Name/Title: Russell Smith, Senior Deputy Attorney General

Your Title: Senior Deputy Attorney General (promoted from Deputy)

Duties (be specific): Complete vertical prosecution of misdemeanor and felony violations of the Nevada Industrial Insurance Act and Unemployment Compensation Law and felony violations of the Nevada Insurance Code. Specific duties included case screening, case issuance, negotiations, preparation for and conduct of bench trials, preliminary hearings, and jury trials, as well as sentencing hearings and post-conviction processes.

Reason for leaving: N/A

Current or Last Employer: Mendocino County Public Defender's Office

Phone Number: (707) 463-5433

Address/City/State/Zip Code: 199 S. School St., Ukiah, CA 95482

From: 08/02 To: 10/03

Supervisor's Name/Title: Jeffrey Thoma, Public Defender

Your Title: Deputy Public Defender

Duties (be specific): Defended indigent persons charged with felony crimes. Specific duties included motion practice, negotiations, preparation for and conduct of preliminary examinations and jury trials, as well as sentencing hearings and probation revocation proceedings.

Reason for leaving: Accepted higher-paying job at the Nevada Attorney's General Office in Las Vegas, where my wife's family resided, after the birth of our first child.

Current or Last Employer: Clark County District Attorney's Office

Phone Number: (702) 671-2500

Address/City/State/Zip Code: 200 Lewis Ave., Las Vegas, NV 89155

From: 09/00 To: 08/02

**Supervisor's Name/Title: James Tufteland, Chief Deputy District Attorney;
Dan Ahlstrom, Chief Deputy District Attorney;
Gary Guymon, Chief Deputy District Attorney;
Gary Booker, Chief Deputy District Attorney**

Your Title: Deputy District Attorney (promoted from Law Clerk)

Duties (be specific): When assigned to the Post-Conviction Processes Unit, I wrote appellate briefs and responses to other post-conviction petitions and motions.

When assigned to the Bad Check Unit, I screened cases for prosecution, research and wrote memoranda of law, and trained staff.

When assigned to Trial Team 5B, I prosecuted various misdemeanor and felony crimes including Attempt Murder, Sexual Assault, Kidnap, Robbery, Burglary, Trafficking in Controlled Substance.

When assigned to the Vehicular Crimes Unit, I prosecuted vehicular crimes, including both misdemeanor and felony DUI.

Reason for leaving: I moved with my then-fiancée to Northern California after she accepted a position as a Deputy Public Defender in Mendocino County. We were married in December 2002.

Current or Last Employer: Las Vegas City Attorney's Office

Phone Number: (702) 229-6201

Address/City/State/Zip Code: 200 Lewis Ave., 2nd Flr., Las Vegas, NV 89101

From: 12/98 To: 09/00

Supervisor's Name/Title: Benard Little, Chief Deputy City Attorney

Your Title: Deputy City Attorney

Duties (be specific): Prosecuted misdemeanor crimes in the Las Vegas Municipal Court, including DUI, Domestic Battery, Prostitution, Drug Crimes, Business Licensing and Code Violations. Responsibilities included all aspects of litigation, from case screening through trial and appeal.

Reason for leaving: Accepted position with the Clark County District Attorney's Office for chance to prosecute felony crimes.

Current or Last Employer: Law Offices of Schreiber & Shiff

Phone Number: (619) 237-9500

Address/City/State/Zip Code: 555 W. Beech St., Ste. 550, San Diego, CA 92101

From: 03/97 To: 12/98

Supervisor's Name/Title: Jonathan M. Shiff, Partner

Your Title: Associate (promoted from Law Clerk)

Duties (be specific): As an Associate, I handled all aspects of civil litigation. Practice areas included personal injury, unlawful detainer, construction defect, medical malpractice, and business litigation. As a law clerk, I researched and wrote points and authorities and memoranda of law in a busy construction defect and business litigation practice.

Reason for leaving: Accepted position with the Las Vegas City Attorney's Office for a chance to pursue a career as a prosecutor.

Current or Last Employer: [Unemployed to study for bar exam.]

Phone Number:

Address/City/State/Zip Code:

From: 12/96 To: 03/97

Supervisor's Name/Title:

Your Title:

Duties (be specific):

Reason for leaving:

EDUCATION

1. List names and addresses of colleges and graduate schools (except for law school) attended; dates of attendance; certificates or degrees awarded; reason for leaving.

Bachelor of Arts, Economics, July 1992
University of California Los Angeles
405 Hilgard Avenue
Los Angeles, California 90095
-attended from September 1987 through July 1992
-left because I graduated

University of Redlands
1200 East Colton Avenue
Redlands, California 92373
-attended from August 1986 through May 1987
-left to transfer to UCLA

2. List name and addresses of law schools attended; degree and date awarded; if more than one law school attended, explain reason for change.

Juris Doctor, December 1996
University of San Diego School of Law
5998 Alcalá Park
San Diego, California 92110

LAW PRACTICE

3. State the year you were admitted to the Nevada Bar and your Bar #.

1997: Bar No. 6293

4. Name the states (other than Nevada) and year of admission, in which you are admitted to practice law and accompanying Bar #s. Name any federal court and year of admission, in which you are admitted to practice law.

California, 1998: Bar No. 195246.
USDC, District of Nevada, 1997.
USDC, Southern District of California, 1998.

5. List courts and counties in any state where you have practiced in the past ten years.

Clark County, Nevada: Eighth Judicial District Court, Las Vegas Justice Court, Henderson Justice Court, North Las Vegas Justice Court, Moapa Justice Court, Mesquite Justice Court, Boulder Justice Court, Goodsprings Justice Court, Searchlight Justice Court.

Nye County, Nevada: Pahrump Justice Court.

Mendocino County, California: Superior Court.

6. Have you ever been denied admission, suspended or disbarred from the practice of law in Nevada or any other state? If so, describe circumstances, dates, and locations.

I did not pass the February 2007 California Bar Examination, which I took in San Diego, California. I typed the exam on a word processor and failed to print out one of my essays in time to be counted.

7. Describe any pro bono or public interest work of which you want the committee to be aware.

8. List all bar associations and professional societies of which you are or have been a member. Give titles and dates of offices held by you in such groups. List committees on which you have served that you believe to be of significance. Exclude information regarding your political affiliation.

Clark County Bar Association, American Bar Association, National Trial Lawyers Association, San Diego County Bar Association.

9. Describe in detail your experience in practicing criminal law, including the prosecution of criminal cases and juvenile court proceedings.

I have done little besides prosecute criminal cases over the past 13 years. With the exception of the year I spent practicing criminal defense in California from 2002 to 2003, I have been a prosecutor since December 1998, which is when I started prosecuting misdemeanors in Las Vegas Municipal Court. My experience ranges from the near-constant prosecution of misdemeanor bench trials as a deputy city attorney to the slightly less frenetic pace as a district attorney, working in turn on a "track" and a specialty team, to the paper-intensive fraud cases of a senior deputy attorney general.

My only prosecution of juveniles has involved either traffic tickets or serious felony charges for which the juvenile was certified to be tried as an adult. I have taken no part in juvenile court proceedings.

10. Describe in detail your experience in practicing civil law, including family support and child welfare matters.

My experience in civil practice was primarily in the field of construction defect litigation, although I also handled cases involving real property, landlord/tenant, franchise agreements, medical malpractice, products liability, personal injury, and workplace harassment. My civil practice did not include family support or child welfare matters.

CIVIC, PROFESSIONAL AND COMMUNITY INVOLVEMENT

11. Have you ever held an elective or appointive public office in this or any other state? Have you ever been a candidate for such an office? If so, give details, including the offices involved, whether initially appointed or elected, and the length of service, or the office for which you were a candidate.

I ran unsuccessfully for Clark County District Attorney in 2006. I received more than a quarter of a million votes in the General Election, but ultimately lost to incumbent David Roger by less than 10 points after being outspent 20 to 1, and without the benefit of County-funded television commercials.

In the Fall of 2006, after the election, I applied for appointment to Justice of the Peace of Department 4 of the Las Vegas Justice Court. I advanced in the process through the selection interviews, but the Honorable Melissa Saragosa was appointed.

I ran in a crowded race for Judge of Department 6 of the Las Vegas Municipal Court in Spring 2007 and received the endorsement of the Las Vegas Police Protective Association and the Peace Officers Research Association of Nevada before being eliminated in the Primary Election. The Honorable Martin Hastings was eventually elected to this seat.

In the Spring of 2008, I sought appointment to Judge of Department 1 of the Las Vegas Municipal Court but the Honorable Cynthia Leung was appointed.

In the Spring of 2009, I sought appointment to Judge of Department 2 or 10 of the Las Vegas Justice Court and again advanced to the interviews, but the Honorable Joseph Sciscento and Melanie Andress-Tobiasson were selected.

12. State any civic activities in which you have taken part, giving dates and offices or leadership positions, of which you want the committee to be aware.

The Heat Is On 2008: volunteered to assist the Nevada Conservation League in its public relations campaign to get the candidates in the 2008 presidential primary election to take a stand on the issue of global warming.

13. List any accomplishments (i.e., educational, military service, charitable and the like) of which you want the committee to be aware.

I graduated high school at the age of 16 and was a finalist to become a National Merit Scholar, enjoying a full academic scholarship for my first year of college at the University of Redlands, where I played intercollegiate volleyball. I made the Dean's Honor List at UCLA and was a member of the law review during law school.

As a prosecutor, I have obtained convictions in the vast majority of my hundreds of bench trials and in all my jury trials tried to a verdict. I was honored by STOP DUI for my work as a Deputy City Attorney and Deputy District Attorney to get drunk drivers off our roads, and quickly earned a reputation as a hard-working, aggressive prosecutor. One of the public defenders I faced constantly in court once commented, "You are a prosecutor through and through. You could never do criminal defense."

Nevertheless, during my short stint as a criminal defense attorney, I enjoyed tremendous success, securing outright dismissals for some clients and an acquittal at jury trial for another. One of the prosecutors I faced constantly in court, upon learning that I was a former prosecutor, commented, "I cannot believe that you were a prosecutor. You are so aggressive as a defense attorney. I just cannot picture you doing prosecution." A few short months later, I was again prosecuting, making my mark as a Deputy Attorney General. I am proud of my ability to adapt to and meet new challenges and to bring my vigor to the pursuit of my professional goals, irrespective of how those goals might change over time.

14. In the last ten years, have you been arrested, charged or held by any federal, state, local or other law enforcement authority, including the IRS and SEC, or convicted of violation of any federal, state, or local law, regulation or ordinance? Exclude minor traffic violations and any juvenile offenses. Provide detail of the circumstances, charges, and dispositions.

No.

15. Have you ever been sued for any claim arising out of your activities as a lawyer or judge? If yes, explain.

In 2010, I was sued for \$10 Billion in the USDC for the District of Columbia in connection with my felony prosecution of an individual who is currently incompetent to stand trial. A Motion to Dismiss was summarily granted.

16. Have you ever been the subject of an ethics, open meeting law or public records complaint? If yes, explain.

No.

17. In the last ten years, have you have ever been called upon to respond to a complaint or charge or to appear before a judicial discipline commission, a bar association grievance committee, bar association character and fitness committee; or have you ever been disciplined or cited for breach of ethics or unprofessional conduct by any court, commission, or military tribunal? If yes, explain. Include any complaints now pending.

No.

18. Are you in violation of or have you violated any court orders, including spousal and child support?

No.

ADMINISTRATIVE EXPERIENCE

19. Describe in detail your experience in overseeing and managing the work of other attorneys.

As a senior prosecutor at the Attorney General's Office, I frequently consult and advise other attorneys about the factual, procedural, and substantive legal issues that arise in their cases. I am sought out, not just because of my ability, but because of my well-known willingness to aid and/or mentor other lawyers.

A couple of years ago, it came to my attention that certain court procedures were being evaluated and modified at the monthly meetings of the District Court criminal judges, and that the Office of the Attorney General's Office was the only stakeholder in our criminal justice community that had never been represented at these meetings. I have been a fixture at these meetings ever since, so that I could assist my colleagues by keeping abreast of the issues, trends, and events affecting the court and therefore our work.

20. Describe in detail your experience in preparing and overseeing a budget.

I have never personally been in charge of an agency budget. However, as a member of a small unit within a large organization, I have been privy to many of the challenges presented by budget concerns. The expression, "where the rubber meets the road," comes to mind, because the policies and ideals of the agency are ALWAYS an imperfect fit with the resources available to pursue them—but you make it work. Transitioning from theory to reality always requires a certain amount of compromise and creativity, but with the proper anticipation, evaluation and prioritization of expenditures, you can hopefully minimize the number of square pegs filling round holes and the amount of money spent at fiscal year's end on account of the "use it or lose it" phenomenon.

21. Describe in detail your experience in managing and supervising non-attorney staff subject to collective bargaining agreements.

State workers in Nevada, including those at the Office of the Attorney General, are legally precluded from engaging in collective bargaining, but instead enjoy the protections of classified state employment. The Insurance Fraud and Workers' Compensation Fraud Units employ 9 investigators, 2 legal secretaries, 2 administrative assistants, and an auditor, in addition to the attorneys.

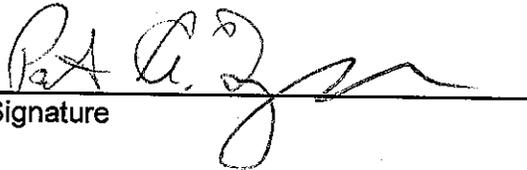
Regardless of their employment contract, workers are happier and work better when their work is valued and their contribution to the agency's mission is recognized. Of course, every bargaining unit will always work to better its lot through the collective bargaining process, but if the individuals feel that they are respected and valued as professionals, many potential problems can be avoided. Inevitably, however, some workers will simply be a bad fit for their job. In such cases, proper documentation and adherence to the rules will allow their transfer or, in some cases, termination, with minimal disruption.

OTHER

22. If appointed, do you intend to seek election to this office?

Yes.

I verify by my signature below that all statements made on the personal information form and application form are true and complete to the best of my knowledge. I understand that any false statement may be cause for rejection of my application. I further understand that the County may make inquiries to verify any statement made on the application form including information relating to education, bar admission, and experience.


Signature

12/8/2011
Date