



STRIVING FOR JUSTICE

Yesterday, Today, and Tomorrow

Centennial Celebration

CALIFORNIA COURT OF APPEAL

FIRST APPELLATE DISTRICT

350 McALLISTER STREET

SAN FRANCISCO, CA 94102-4712

In 1904 California citizens voted to establish the Court of Appeal, in recognition of the need to speed the course of justice for civil litigants and for prosecutors and defendants in criminal cases. Californians have the right to appeal decisions of the trial courts, and the growing population of the state at the turn of the century had increased the state Supreme Court's caseload and crowded its calendar. The resulting delay in resolution of civil and criminal matters concerned both the Governor and the Legislature. In response, in 1903 the Legislature adopted Senate Constitutional Amendment No. 2. Voters approved the amendment on November 8, 1904, by 93,306 votes to 36,277. The amendment added section 4 to article VI of California's Constitution. The new section established a Court of Appeal consisting of First, Second, and Third Appellate Districts, serving the northern, southern, and central counties of the state, respectively. In 1905 three justices were appointed to each of the three new courts.

The three justices of the First Appellate District sitting in San Francisco heard all appeals from decisions originating in the trial courts of Alameda, Contra Costa, Fresno, Marin, Monterey, San Benito, San Francisco, San Mateo, Santa Clara, and Santa Cruz Counties. In 1900 the 10 counties had a combined population of 664,000. As the appellate workload increased with the state's growing population, the need for additional justices for the First Appellate District became evident. In 1918 the voters approved a constitutional revision that authorized the establishment of a new division of the court, Division Two, to be served by three additional justices. Beginning in 1929, cases originating in Fresno County were transferred to the new Fourth Appellate District, created that year. But caseloads continued to

grow, and so Division Three was added in 1961 and Division Four in 1966. In 1975 the number of justices in each division was increased from three to four. In 1981 Division Five was added. In that same year, the Sixth Appellate District was established to serve the counties of Santa Clara, Santa Cruz, San Benito, and Monterey, which were removed from the First Appellate District.

Each of the five divisions of the First Appellate District court is headed by a presiding justice, who bears overall responsibility for managing the division's caseload, supervising its attorneys and other division staff, and handling other administrative matters. One of the presiding justices is also designated the administrative presiding justice, charged with leading the court, establishing its policies, and allocating resources in a manner that promotes access to justice for all Californians. The administrative presiding justice also provides general direction and supervision to the clerk/administrator, who in turn oversees the Clerk's Office and court administrative functions and services. In addition, each justice has a staff of attorneys and administrative personnel to assist with research and writing and to deal with other matters that expedite judicial decision making.

Decisions rendered by the justices of the First Appellate District over the past century have influenced and guided the development of California law as the state has grown to be the

nation's most populous. Cases involving the legality of marijuana use, a consumer's right to accurate credit reporting, the propriety of searches of defendants' homes, a city's right to exercise eminent domain over a professional football team franchise, and the right of an individual computer user to eliminate unwanted e-mail messages—all have been the subjects of published opinions in the First Appellate District.

As Northern Californians come to the First Appellate District court to have their legal issues resolved, decisions rendered each year increase in both number and complexity. The three justices appointed in 1905 rendered 105 written opinions in that year. In 2002-2003, by contrast, the court rendered some 1,700 written opinions.

Since 1905, a total of 93 justices have served the First Appellate District; 20 of them are serving today. Fifteen former justices have also served on the California Supreme Court. Today's district serves more than 7 million residents of 12 Northern California counties, from Del Norte to San Mateo and from San Francisco to Lake and Solano. Regular sessions of the court take place in a courtroom in the historic Earl Warren Building at San Francisco's Civic Center. Attorneys and their clients appear in the courtroom to present and argue the legal issues in their cases. The public is welcome to attend the court's sessions to see and hear the court at work.

Exhibited in the court lobby are historic documents, photographs, newspaper accounts, and other memorabilia of the California Court of Appeal, First Appellate District. More information about the court and its divisions can be found on the court's Web site, www.courtinfo.ca.gov/courts/courtsofappeal/1stdistrict/.

JUSTICES OF THE CALIFORNIA COURT OF APPEAL, FIRST APPELLATE DISTRICT

SINCE JANUARY 1, 1905

Ralph C. Harrison—1905*
Samuel P. Hall—1905
James A. Cooper—1905
Frank H. Kerrigan—1906
Thomas J. Lennon—1910
John E. Richards—1913
William H. Waste—1919
William H. Langdon—1919
Frank S. Brittain—1919
Thomas E. Haven—1919
John T. Nourse—1919
John F. Tyler—1921
George A. Sturtevant—1921
A. F. St. Sure—1923
Benjamin K. Knight—1924
D. Arcy Cashin—1925
Joseph S. Koford—1927
Homer R. Spence—1930
Louis H. Ward—1938
Raymond E. Peters—1939
C. J. Goodell—1944
Maurice T. Dooling, Jr.—1945
Absalom F. Bray—1947
Fred B. Wood—1950
Herbert C. Kaufman—1954
Murray Draper—1957
Matthew O. Tobriner—1959

* Year of appointment.

Ben C. Duniway—1959
Daniel R. Shoemaker—1960
Preston Devine—1961
Byrl R. Salsman—1961
Raymond L. Sullivan—1961
James R. Agee—1961
John B. Molinari—1962
Wakefield Taylor—1963
Richard M. Sims, Jr.—1964
Norman Elkington—1966
Winslow Christian—1966
Harold C. Brown—1966
Joseph A. Rattigan—1966
Thomas W. Caldecott—1969
Allison M. Rouse—1971
Robert F. Kane—1971
James B. Scott—1974
Sidney Feinberg—1977
John T. Racanelli—1977
William A. Newsom, Jr.—1978
Clinton W. White—1978
John J. Miller—1978
Paul N. Halvonik—1978
Joseph R. Grodin—1979
Marcel B. Poché—1979
Jerome A. Smith—1979
Betty Barry-Deal—1980
John W. Holmdahl—1982
J. Anthony Kline—1982
Harry W. Low—1982
Donald B. King—1982
Zerne P. Haning—1982
Edward P. Panelli—1983

Carl W. Anderson—1984
Robert W. Merrill—1985
M. O. Sabraw—1985
William R. Channell—1985
John E. Benson—1986
Gary E. Strankman—1988
James F. Perley—1988
William D. Stein—1988
J. Clinton Peterson—1988
Robert L. Dossee—1990
Ming W. Chin—1990
Timothy A. Reardon—1990
Kathryn M. Werdegarr—1991
Michael J. Phelan—1992
Paul R. Haerle—1994
Carol A. Corrigan—1994
Joanne C. Parrilli—1995
Douglas E. Swager—1995
Daniel M. Hanlon—1995
James R. Lambden—1996
Herbert W. Walker—1996
Barbara J. R. Jones—1996
Ignazio J. Ruvolo—1996
William R. McGuinness—1997
James J. Marchiano—1998
Lawrence T. Stevens—1998
Patricia K. Sepulveda—1998
Laurence D. Kay—2000
Mark B. Simons—2001
Linda M. Gemello—2002
Sandra L. Margulies—2002
Stuart R. Pollak—2002
Maria P. Rivera—2002

Hon. Ronald M. George
Chief Justice of California

Hon. William R. McGuiness
Administrative Presiding Justice
California Court of Appeal
First Appellate District

COMMITTEE FOR THE DISPLAY

DIVISION ONE

Hon. James J. Marchiano
Presiding Justice

DIVISION TWO

Hon. James R. Lambden
Associate Justice

DIVISION THREE

Hon. Joanne C. Parrilli
Associate Justice

Mr. James Heideman
Writ Attorney

DIVISION FOUR

Hon. Laurence Donald Kay
Presiding Justice

Ms. Sharon Flanigan
Judicial Assistant

DIVISION FIVE

Ms. Martha McKenna
Judicial Staff Attorney

Ms. Zoe Mosko
Judicial Staff Attorney

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