

## PERSONAL DATA QUESTIONNAIRE

1. Write your full name.  
Judge Doris A. Smith-Ribner:  
Commonwealth Court of Pennsylvania:
2. Date and place of birth:  
Born Cleveland, Ohio:
3. Family status:
  - a) Are you married? If so, state the date of marriage and your spouse's full name, including maiden name, if applicable:  
Yes, I am married. (Any other personal information is not relevant to my qualifications and service):
  - b) Since assuming your current judicial position, have you been divorced? If so, state the date, the number of the case and the court:  
Never divorced:
4. Have you had any military service? If so,
  - a) Provide dates, branch of service, rank of rate, serial number and present status:  
No:
  - b) Have you ever been rejected or released from any of the armed services for reasons other than honorable? If so, please provide details:  
N/A:
5. List each college and law school you attended, including dates of attendance, and the degrees awarded.  
University of Pittsburgh -1972 J.D. Law Degree (B.S. Economics):
6. For the last five years or portion thereof during which you have held judicial office, please indicate:
  - a) The percentage of your time devoted to:
    1. Civil:  
Commonwealth Court is a statewide appeals court possessing original and appellate jurisdiction over lawsuits involving local and state government: duties include

writing memorandum and reported opinions (over 2500 to date), conducting court argument in cases and conducting trials/hearings in original jurisdiction matters.

2. Criminal:

3. Other:

4. Administrative responsibilities:

All administrative duties related to disposition of appeals or original jurisdiction lawsuits assigned, including trial / monitor court mediation program developed by me in 2000:

b) Please identify ten (10) of the more significant opinions you have rendered and citations thereto if the cases were reported:

1. PA Human Relations Commission v. Philadelphia School District, 651 A.2d 186 (Pa. Cmwlth. 1994) (setting forth remedial order in long-running Philadelphia school desegregation case and ordering full-day kindergarten, inter alia, for all eligible school-age children in public schools and thereafter enforcing order for full-day kindergarten beginning in September 1996):
2. Popowsky v. PA Public Utility Commission, 695 A.2d 448 (Pa. Cmwlth. 1997) (holding that decision to allow utility to recover certain past expenses through adjustment to future rate base did not violate rule against retroactive ratemaking):
3. Sherman v. City of Philadelphia (dissent), 745 A.2d 95 (Pa. Cmwlth. 2000) (reasoning adopted by Supreme Court in Walker v. Eleby, 842 A.2d 2004 (Pa. 2004)) (holding that state did not own city road designated as state highway and that city was secondarily liable for injuries):
4. Westinghouse Electric Corp. v. Department of Environmental Protection, 745 A.2d 1277 (Pa. Cmwlth. 2000) (holding that DEP penalties not excessive in view of the number and seriousness of violations of the Clean Streams Law):
5. Lawless v. Jubelirer (dissent), 789 A.2d 820 (Pa. Cmwlth. 2002) (dissenting from majority's decision which held that PA Constitution permitted a person to hold simultaneously more than one high public office in separate branches of state government):
6. In re Condemnation (Appeal of New Garden Theatre), 823 A.2d 1086 (Pa. Cmwlth. 2003), aff'd, 913 A.2d 178 (Pa. 2006) (local redevelopment authority's use of eminent domain in taking of adult theater in Pittsburgh held not to be in violation of the First Amendment):
7. Department of Auditor General v. State Employees Retirement System, 860 A.2d 206 (Pa. Cmwlth. 2004) (held that auditor general had authority under PA Constitution to conduct performance audits of the state's retirement systems):
8. Commonwealth ex rel. Pappert v. Coy, 860 A.2d 1201 (Pa. Cmwlth. 2004) (held that state representative prohibited by PA Constitution from being appointed to another office (Gaming Board) before end of his term and that resignation did not overcome the prohibition):
9. Parsons v. Urban Redevelopment Authority of Pittsburgh, 893 A.2d 164 (Pa. Cmwlth. 2006) (held that under PA Right-to-Know Act reporter was entitled to payment records of borrowers):
10. Nutter v. Dougherty, 2007 WL 957355 (Pa. Cmwlth.), appeal granted, 2007 WL 1123130 (holding that Philadelphia ordinance establishing dollar limits on campaign contributions to candidates for local elective office was not preempted by state law).

7. Are you now an officer of director or otherwise actively engaged in the management of any business enterprise? If so, please provide details, including the name of the business enterprise, the nature of the business, the title or other description of your position, the nature of your duties and the term of your service:  
No:
  
8. Since assuming your current judicial position, have you been arrested, charged with or convicted of violating any federal law or regulation, state law or regulation, or county or municipal law, regulation or ordinance? If so, please provide details. Do not include summary traffic offenses:  
Never arrested, charged or convicted of any offense:
  
9. Are you under any ongoing federal, state or local investigation for possible violation of a criminal statute? If so, please provide particulars:  
No investigation ever initiated:
  
10. Since assuming your current judicial position, has a tax lien or other collection procedure been instituted against you by federal, state or local authorities? If so, please provide particulars:  
No tax lien or collection procedure ever filed or instituted nor any bankruptcy ever filed:
  
11. Since assuming your current judicial position, have you been a party to or otherwise been involved in any other legal proceedings? If so, please provide particulars. Do not list proceedings in which you were merely a guardian ad litem or stakeholder. Do include all legal proceedings in which you were a party in interest, a material witness, were named as co-conspirator or a co-respondent and any grand jury investigation in which you figured as a subject or in which you appeared as a witness:  
Plaintiff in negligence action (prevailing party); defendant in suits by litigant prisoners/others all dismissed or withdrawn (referred to AOPC/counsel). (There were no other legal proceedings).

12. Since assuming your current judicial position, have you been disciplined or cited for a breach of ethics or unprofessional conduct by, or been the subject of a complaint to, any court, administrative agency, bar association, disciplinary committee, or other professional group? If so, please provide particulars:

Never disciplined, cited or notified that subject of any complaint:

13. If you so desire, please list any honors, prizes, awards or other forms of recognition, which you have received (including any indication of academic distinction in college or law school).

"Honorary Doctor of Laws" Degree awarded by Widener University;  
"Distinguished Alumni Award" – Pittsburgh University School of Law;  
Pennsylvania Bar Association, First "Chairman's Independent Jurist Award"  
(Minority Lawyers' Division); Barristers' Association of Philadelphia "Judge A.  
Leon Higginbotham, Jr. Award", to name a few:

14. In the space provided below, if desired, please provide any additional comments concerning your retention candidacy. Developed successful Commonwealth Court mediation program; served for 13 years on PA Judicial Auditing Agency (chair 1999–2004); developed nationwide judicial externship/clerkship program placing students with federal/state court judges;
15. Did you sign the PBA Judicial Campaign Advertising Guidelines? (please return signed pledge with completed questionnaire.)

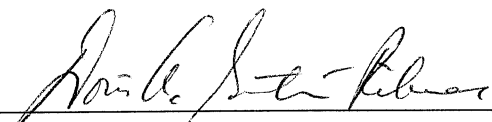
N/A – No campaign committee, advertising or fundraising:

### CERTIFICATION STATEMENT

The undersigned certifies that all of the statements made in this questionnaire are true, complete and correct to the best of his/her knowledge and belief and are made in good faith.

Judge Doris A. Smith-Ribner

Type or print name

  
Signature

May 10, 2007

Date