

Name: Jennifer Queally

Position being nominated for: Associate Justice of the District Court (Circuit)

Date: Nomination date is May 15, 2019 and Governor's Council hearing date is May 29, 2019

Please respond on a separate document to each of the following requests for information. Your responses shall be kept on file by the Council and shall be open to public inspection.

1. Please state all business interest and investment holdings in your possession at the time of your nomination, excluding your personal net worth.

Primary Residence (subject to mortgage with Morgan Stanley Bank)
Secondary Residence (subject to mortgage with Morgan Stanley Bank)
Massachusetts SMART Plan Retirement Savings Account
Massachusetts Annuity Savings Account – State Board of Retirement
Joint Account with spouse – Morgan Stanley
Checking Account at Citizen's Bank
Morgan Stanley Roth IRA Account
Morgan Stanley IRA Account
Trustee on Kevin J Queally Jr ILIT (Irrevocable Life Insurance Trust)
Morgan Stanley Liquidity Access Line (LAL) (joint with spouse)
Bank of America Common Stock (joint with spouse)
Morgan Stanley Common Stock (joint with spouse)
Great Panther Mining Ltd Common Stock
Golden Star Resources Common Stock
Obsidian Energy Ltd Common Stock
Elite Pharmaceuticals Common Stock

2. Please list any and all law firms with which you have been associated during the five years preceding your nomination. Also list the names of any members of the bar practicing within the Commonwealth with whom you have been actively associated in the practice of law during the five years preceding your nomination.

I have not been associated with any law firms during the previous five years. As Undersecretary and Deputy Secretary of Public Safety, I regularly worked with the Executive Office of Public Safety and Security (EOPSS) legal staff, which included David Solet, Douglas Levine, Shannon Sullivan, Spencer Lord, Susan Terrey and John Melander, and with the Governor's Legal Office, which included Lon Povich, Ben Goldberger and Michael Kaneb as well as agency counsel, which included Michael Halpin and Kerry Collins. As an assistant district attorney, I regularly worked with Lisa Casella, Daniel Bennett and District Attorney Joseph Early.

3. Please state any and all political contributions made by you, your spouse, or any of your children living at home, to any and all candidates for municipal, state or national office or to any political committees under Chapter 55 of the General Laws during the preceding three years.

Jennifer Queally: 12/22/16 – Marian Teresa Ryan \$100

Kevin Queally: 7/7/17 – Karyn E. Polito \$350

Kevin Queally: 6/29/17 – Charles D. Baker \$500

Commonwealth of Massachusetts

Council Chamber

State House

Boston, Massachusetts 02133

Questionnaire for Judicial Nominees

Your answers to the following questions will assist the Governor's Council in evaluating your nomination for judicial appointment. A date for the Council hearing on your nomination will be set upon the receipt of your completed questionnaire, no sooner than one week following public notice of the hearing.

In answering these questions, please use letter size paper. Copy each question and record your answer immediately below it.

I. BIOGRAPHICAL INFORMATION

1. Full name: (Include any former names used)

Jennifer Daniels Queally (Former name: Jennifer Daniels Tinkler)

2. Addresses: (Residential address is discretionary)

3. Date and place of birth:

March 6, 1967; Princeton, NJ

4. Citizenship

United States

5. Education: List each college and law school you attended, including dates of attendance, degrees received, and the date granted.

Boston College Law School

September 1989–May 1992

Juris Doctor

Vanderbilt University

August 1985–May 1989

Bachelor of Arts

6. Employment record: List all jobs held since college, include the title or description of job, name of employer, location of work, and dates of inclusive employment (include any advisory, consultative, honorary, or other part-time service or positions).

Executive Office of Public Safety and Security, One Ashburton Place, Room 2133, Boston, MA 02108 (2015–present)

Deputy Secretary of Public Safety (December 2018–present)

Undersecretary for Law Enforcement (2015–December 2018)

Office of Worcester County District Attorney, 225 Main St # G301, Worcester, MA 01608

(2012–2015)

Assistant District Attorney

The Pioneer Institute for Public Policy Research, 185 Devonshire St, Boston, MA 02110 (December 2010–June 2011)

Better Government Competition Research Associate

Researched and sourced innovative pension reform policy initiatives; recruited local and national pension reform policy experts; maintained and updated prospective entrant database.

Middlesex County District Attorney's Office, 15 Commonwealth Avenue, Woburn, MA 01801 (1992–1999; 2007–2009)
Assistant District Attorney

Belmont Country Club, 181 Winter St, Belmont, MA 02478 (1986–1995)
Waitstaff

(I worked in this position throughout law school and to supplement my income while working as an assistant district attorney)

Suffolk County District Attorney's Office, 1 Bulfinch Place, Boston, MA 02114
(Spring Semester 1992)
Student Attorney/Intern

Assisted in all aspects of trials; argued motions; prepared memoranda.

Boston College Legal Assistance Bureau, 24 Crescent Street, Waltham, MA 02453
(January 1991–September 1991)
Student Attorney

Represented marginalized clients in all aspects of civil litigation, including landlord-tenant disputes, social security disability appeals, divorce proceedings, Child in Need of Services (CHINS) matters, and public benefits appeals.

Shocket & Dockser, LLP, 13 Tech Circle, P.O. Box 2219, Natick, MA 01760 (May 1990–September 1990)
Summer Associate

Prepared probate documents and settled estates; prepared and drafted appeals to Appellate Tax Board; assisted senior partner with real estate closings; researched legal issues and prepared memoranda.

7. Military service: Have you had any military service? If so, give particulars, including dates, branch of service, rank or rate, serial number and present status.

I have not had any military service.

8. Honors and awards: List all scholarships, fellowships, honorary degrees, honorary society memberships, and any other special recognition for outstanding service or achievements.

Boston College Law School

Law Review: *Boston College Third World Law Journal* (staff writer, editor, author)
Authored article entitled: "The Juvenile Justice System in the United States and the United Nations Convention on the Rights of the Child," published 1992

Vanderbilt University
Magna Cum Laude
Dean's List
Gamma Beta Phi Honor Society

9. Professional Associations:

- a. List all professional societies of which you are or have been a member and give titles and dates of any offices which you have held in such groups.

Massachusetts Bar Association

- b. List also chairmanships of any committees in professional societies, and memberships on any committees which you believe to be of particular significance.

Council of State Governments Justice Reinvestment Initiative – Working Group Member (1/16–2/17)

Special Commission to Study the Criminal Justice System – managed commission on behalf of the Secretary, chaired meetings, prepared agenda (4/15–6/17)

Special Commission on Substance Addiction Treatment in the Criminal Justice System – Commission Member (4/15–12/15)

Massachusetts Sentencing Commission - Ex Officio Commission Member/Secretary's Designee (4/15–present)

Restorative Justice Advisory Committee – Chair (11/18–present)

Special Commission on Operating Under the Influence and Impaired Driving – Commission Member (7/18–present)

Juvenile Justice Advisory Committee (JJAC) – provide guidance and oversight to the committee (4/15–present)

Commission to Study Developmental Evaluation Processes for Juvenile First Degree Murder – Chair (4/15–6/16)

Community Policing and Behavioral Health Advisory Council – Co-Chair (1/19–present)

Emerging Adults in the Criminal Justice Task Force – Task Force Member (12/18 – present)

Municipal Police Training Committee – Committee Member (2015–present)

Commonwealth Security Trust Fund – Chair (2015–present)

Public Health Trust Fund Executive Committee – Committee Member (2015–present)

Massachusetts Gaming Commission’s Public Safety Subcommittee – Committee Member (2015–present)

Governor’s Task Force on Hate Crimes – manage task force (2017–present)

Police Officer Standards and Training (POST) Task Force – Created task force with the Secretary; manage task force (2017–present)

Massachusetts Strategic Highway Safety Plan Executive Leadership Committee – Committee Member (2017–present)

Ad Hoc Committee on Police Education and Training – Committee Member (2016–2017)

Task Force on Missing Persons Cases – Chair (2015–present)

Trooper George L. Hanna Memorial Awards for Bravery Committee – Chair and Master of Ceremonies at awards ceremony (2015–present)

Correctional Officer of the Year Awards Ceremony Committee – Chair and Master of Ceremonies at awards ceremony (2018–present)

Marijuana Baseline Health Study Committee – Committee Member (2017–2018)

Boston Marathon Interagency Public Safety Committee – Committee Member (2015–present)

Law Enforcement Medical Advisory Committee – Committee Member (2017–present)

Elevator Study Commission – Commission Member (2015–2016)

Building Code Coordinating Council – Co-Chair (2015 – 2017)

- c. Describe also your participation, if any, on judicial committees or judicial conferences.

I have not participated on judicial committees or attended judicial conferences.

10. Other memberships: List all organizations other than professional associations or professional societies of which you are or have been a member, including civic, charitable, religious, educational, social and fraternal organizations.

Green Mountain Valley School, Waitsfield, VT
9th Grade Class Parent (7/18–present)
Graduation Planning Committee (2016–2017)

Colby College Parent Executive Committee, Waterville, ME (2017–present)
Play a leadership role in the life of the Colby community.

Colby College Welcome Committee Member, Waterville, ME (6/18–present)

Hamilton College Parents Leadership Council, Clinton, NY (2016–present)

Weston Little League
Secretary/Board Member for Weston youth baseball and softball. (2012–2014)
Head coach of second and third grade girls softball team. (2007)

Wayland/Weston American Youth Football (2011–2015)
Game announcer for home football games.

Boston College Law School 25th Reunion Committee (2017)

Ski FAST (Ski Forever and Ski Together) (2016–present)
Charitable program to provide ski equipment and ski race scholarships to underserved youth and children of color.

Middlesex School Parents' Committee, Concord, MA (2012–2016)

The Meadowbrook School of Weston, Weston, MA (2004–2014)
Annual Fund Committee Representative and Chair of the 8th Grade Gift Program. (2011–2012)
The Parents' Gala Co-Chair. (2004–2005)
Gala Committee Member. (2003–2004, 2005–2008, 2013–2014)
Understanding Differences Co-Chair. A program to help children identify with hearing impaired persons. (2005–2010)
Room Parent. (2005–2012)
Host to new families. (2004–2005, 2008–2009)
Faculty Appreciation Committee Member. (2006–2008)

Spearheaded school-wide fundraiser project for students. (2007)

Garth Brooks' Teammates for Kids Foundation (2001–2006)

The foundation raises and distributes funds for children's charities throughout the world, enlisting the support of professional athletes and private citizens.

Co-chaired charity fundraisers. (2003, 2004, 2005)

Raised almost \$500,000 for Foundation.

Personally recognized by the Weston Town Crier for this endeavor as one of Weston's Top 10 Heroes of 2003.

Families First, Cambridge, MA (2005–2008)

Provides parenting programs throughout Massachusetts.

Co-Chaired First Annual Families First Gala. (Raised over \$300,000) (2006)

Gala Planning Committee Member. (2007, 2008)

Progeria Research Foundation, Peabody, MA (2007–2012)

The foundation seeks to identify and find a cure for fatal premature aging syndrome in children.

Gala planning committee member.

Ambassador to domestic and international families coming to Boston to participate in clinical drug trials.

Beth Israel Deaconess Medical Center, Boston, MA (2004–2005)

Family Fun at Fenway Planning Committee Member.

Regis College Children's Center, Weston, MA

Parents' Fundraiser Committee Member. (2003, 2006)

Playground Planning Committee Member. (2002–2003)

St. Julia's Catholic Church, Weston, MA

Co-director of the Children's Christmas pageant. (2003–2009)

Assistant Religious Education Teacher for second grade students. (2007)

Weston Youth Basketball (2006–2007)

Coach of third and fourth grade girls basketball team.

11. Court admission: List all courts in which you have been admitted to practice, with dates of admission. Give the same information for administrative bodies which require special admission to practice.

Massachusetts Bar

Date of Admission: December 18, 1992

12. Published writings: List the titles, publishers, and date of books, articles, reports,

or other published material you have written, if any.

Boston College Third World Law Journal now known as *Boston College Journal of Law and Social Justice*

Authored article entitled: "The Juvenile Justice System in the United States and the United Nations Convention on the Rights of the Child," 12 B.C. Third World L.J. 469 (1992).

Pioneer Institute 2015 Better Government Competition, "A Multi-Agency Approach to Promote Reentry Solutions, Reduce Recidivism and Control Costs," co-authored submission with Daniel Bennett, Massachusetts Secretary of Public Safety and Security. Received Special Recognition Award. I do not have a citation for this submission but it can be accessed online through the following link:
<http://bgc.pioneerinstitute.org/wp-content/uploads/PioneerBGC15Compendium.pdf>.
(Pages 45-49.)

13. Health: What is the present state of your health?

Recovering from oral surgery. Otherwise excellent.

14. Legal Career:

- a. Describe chronologically your law practice and experience after your graduation from law school and until the present including:
 1. Whether you served as a clerk to a judge, and if so, the name of the judge, the court, and the dates of period you were a clerk;
 2. Whether you practiced alone, and if so, the address and dates;
 3. The dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been connected, and the nature of your connection with each;
 4. Any other relevant particulars.

Middlesex County District Attorney's Office, 15 Commonwealth Avenue, Woburn, MA 01801 (1992-1999; 2007-2009)

Assistant District Attorney

Prosecuted over 100 bench and jury trials at the district and superior court levels. Prepared an appellate brief for the Massachusetts Appeals Court and appeared before a single Justice of the Massachusetts Appeals Court to oppose a stay of execution of a sentence. Trained, supervised, and mentored newly hired assistant district attorneys.

Director of Juvenile Diversion Program (spearheaded the creation and implementation of pre-complaint Juvenile Diversion Program in Middlesex County) (2007-2009)

Member of District Attorney Gerard T. Leone's Senior Leadership Team (2008-2009)

Prosecuted superior court cases originating out of the Framingham region (2008–2009)

Lowell Superior Court Trial Team (1996–1999)

Waltham District Court Supervisor (implemented Community Based Justice Program in Weston and Watertown; established a domestic violence roundtable in Waltham regional area) (1995–1996)

Lowell District Court Juvenile Session Supervisor (initiated Community Based Justice Program in Billerica; helped establish Juvenile Firesetter's Program) (1993–1995)

Somerville District Court (1992–1993)

Office of Worcester County District Attorney, 225 Main St # G301, Worcester, MA 01608

(2012–2015)

Assistant District Attorney

Prosecuted criminal cases at the district and superior court levels. Worked extensively with victims, witnesses, and law enforcement in all aspects of investigations and court proceedings. Prepared and argued motions, bail requests, dangerousness hearings, and criminal competency and responsibility petitions. Observed numerous civil proceedings, including restraining order hearings, section 35 commitment hearings, civil motor vehicle hearings, and landlord tenant disputes.

Executive Office of Public Safety and Security, One Ashburton Place, Room 2133, Boston, MA 02108 (2015–present)

Deputy Secretary of Public Safety (2018–present)

Undersecretary for Law Enforcement (2015–2018)

Provide strategic leadership to the Office of Grants and Research, the Municipal Police Training Committee, and the Massachusetts State Police, including 2,695 staff with a budget and revenue totaling \$400 million. Collaborate with law enforcement and service providers statewide to combat the opioid crisis. Initiate and award public safety grants including the first opioid-related grant in Massachusetts and an additional 133 grant awards to address education, prevention, treatment, recovery and enforcement. Present keynote speeches at many events including “Fatal Addiction: A National Crisis with Local Implications” at Boston College.

Testify at legislative hearings in support of bills introduced by the Governor. Coordinate with federal, state, and local partners to implement public safety campaigns focusing on seatbelt usage and impaired driving. Partner with state and local leaders to support anti-gang initiatives. Collaborate with local and state police to review and adopt professional standards for police officers. Work with partners to ensure compliance with 2018 Criminal Justice Reform Act. Address diversity challenges within the Massachusetts State Police and institute agency

reforms including implementation of the first body camera program. Establish public safety policies and improvements, particularly in the areas of opioids, hate crimes, domestic violence, human trafficking, and school safety. Serve on and/or manage over 25 boards, commissions, and task forces.

- b. 1. What has been the general character of your law practice, dividing it into periods with dates if its character has changed over the years?

1991 - Student Attorney handled civil and probate cases and proceedings

1992–1999 - Assistant District Attorney handled district and superior court criminal cases and juvenile matters

2007–2009 - Assistant District Attorney handled juvenile diversion matters and superior court criminal cases

2012–2015 - Assistant District Attorney handled district and superior court cases

2015–present - Undersecretary and Deputy Secretary of Public Safety focused on criminal justice and public safety policy matters and participated in the resolution process of civil lawsuits including employment and tort actions.

2. Describe your typical former clients, and mention the areas, if any of which you specialized.

As a student attorney in 1991, my typical clients were marginalized persons and children in need of services. As an Assistant District Attorney, I did not represent clients but appeared on behalf of the Commonwealth of Massachusetts. In the Executive Office of Public Safety and Security (EOPSS), I do not represent clients, but advise the Secretary on the resolution of civil matters and lawsuits, when certain EOPSS agencies are sued or when the Attorney General's Office sues on behalf of EOPSS.

- c. 1. Did you appear in court regularly, occasionally, or not at all? If the frequency of your appearance in court varied, describe each such variance, giving dates.

In 1991, approximately 40% of my practice involved court appearances. From 1992 to 1999, approximately 95% of my practice involved court appearances.

From 2007 to 2009, approximately 20% of my practice involved court appearances because the majority of my work was devoted to juvenile diversion.

From 2012 to 2015, approximately 95% of my practice involved court appearances.

From 2015 to present, less than 1% of my practice involves court appearances while working at the Executive Office of Public Safety and Security.

2. What percentage of these appearances was in:

- (a) Federal Courts: 0%
- (b) State Courts of record: 100%
- (c) Other Courts: 0%

3. Approximately what percentage of your litigation was:

- (a) Civil: 5%
- (b) Criminal: 95%
- (c) Probate: Less than 1%
- (d) Other: Less than 1%

15. Judicial Office (if applicable): Not Applicable

a. State the judicial office you now hold, and the judicial offices you have previously held, giving dates and the details, including courts and involved, whether elected or appointed, and periods of service.

b. Describe two of the most significant decisions you have written or attach copies of them to your answers; and give the citations if the opinions were reported, as well as citations to any appellate review of such opinions.

16. Other public office:

a. Have you ever held public office or been a candidate for public office? If so, give the details, including offices held, whether elected or appointed, and the length of your service, giving dates.

I have never held public office or been a candidate for public office.

17. Business or other occupation:

a. Have you ever been engaged in any business or profession other than the practice of law or holding of judicial or other public offices? If so, give details, including dates.

Belmont Country Club, waitstaff, 1986–1995 (I worked in this position to supplement my income while working as an assistant district attorney. In addition, I worked in this position each summer that I attended college and throughout law school, including nights and weekends during the school year and in the summers.)

b. Are you now an officer or director or otherwise engaged in the management of any business enterprise? If so, give details, including the name of the enterprise, the

nature of business, the title or other description of your position, and the nature of your duties and the term of your service.

No. I am not an officer or director or otherwise engaged in the management of any business enterprise.

I. GENERAL INFORMATION

1. Dissolution of law firm (if applicable).

Please describe the arrangements you have made to dissolve your financial interest in your law firm. What time period is involved? What arrangements have you made to be compensated for you work on pending litigation?

Not Applicable

2. Are all your taxes, federal, state, and municipal current as the date of this statement?

Yes. All of my taxes, federal, state, and municipal are current as the date of this statement.

3. While generally guided by statute, judges do have considerable discretion in the area of criminal justice sentencing. Depending upon their philosophies, judges may exercise the discretion to promote criminal rehabilitations, the protection of society, and deterrence of other criminals.

a. Could you characterize your own views on how this discretion ought to be exercised?

Judicial discretion must always and unequivocally be applied in a fair and impartial manner in order to guarantee the equitable treatment of all individuals who appear before the court. In most criminal cases, a judge should exercise his or her discretion while contemplating each of the enumerated goals referenced above: rehabilitation, the protection of society, and deterrence. In determining and imposing a reasonable, appropriate, and just sentence, a judge must also seek an outcome that is commensurate with the nature of the offense, the culpability of the defendant, and the harm caused to the victim or the community. Although often described as competing interests, I view the three sentencing goals listed above as generally complementary to one another, and I therefore believe that a judge must consider each basic objective while relying on wisdom, fairness, and the good judgement developed through judicial experience to ensure the facilitation of well-reasoned, equitable, and impartial sentencing decisions.

In the district court, where the cases tend to be less serious and where the offender's criminal history is also likely to be less violent or repetitive and where fewer minimum sentences are mandated, the opportunity for effective rehabilitation is paramount. If an offender is held accountable and justly sentenced for his or her crime, that offender may be deterred from committing the same or similar crimes in the future. If an offender is successfully rehabilitated as a result of the administration of the sentence, his or her likelihood to reoffend is reduced, which consequently enhances and promotes public safety. The safety of the public is not necessarily protected through incarceration. In fact, custodial detention should be used only as a last resort if a less restrictive alternative would not be appropriate. These sentencing philosophies are not mutually exclusive, and they can serve as guiding principles in each individual case.

I believe that just and proportionate sentencing could deter others from committing similar offenses, but I do not think that the use of harsh sentencing as a deterrent should be an overarching or primary goal in sentencing any individual defendant, because it could unfairly infringe on the ability of that defendant to receive fair, impartial, and appropriate treatment under our law. We should not use highly punitive sentencing with any individual to "make an example" of that person as a means of "sending a message" to others. The implication that similar offending behavior will be met with the strictest of penalties without regard to the facts and circumstances, including mitigating and aggravating factors and the culpability unique to any individual offender, does not comport with the concept of justice. I believe that, where statutorily permitted, a judge should exercise his or her discretion in a thoughtful manner consistent with individualized, evidence-based sentencing practices and administer justice fairly and impartially, with compassion and the utmost integrity.

b. Do you favor further limits on such discretion through legislation?

If I am fortunate to receive a judicial appointment, I would not support further limits on such discretion through legislation. However, I would act in accordance with the law if such limits were to be imposed through legislation.

4. Do you feel that the present compensation levels for judges in the Commonwealth of Massachusetts are adequate?

Yes. I believe that present compensation levels for judges in the Commonwealth of Massachusetts are adequate.

5. Do you plan to hold any positions in order to supplement your judicial salary? If so please give details.

No. I do not plan to hold any positions in order to supplement my judicial salary if I am fortunate to be appointed to a judicial position.

6. Please advise the Council with any additional information, favorable or unfavorable, which you feel should be considered in connection with your nomination.

I am humbled and honored to be considered for an appointment as an Associate Justice of the District Court. If confirmed, I will always strive to use my best judgement, based on wisdom, experience, and a sense of compassion, to reach fair, just, and equitable decisions. I am grateful for the opportunity to appear before the Governor's Council and answer any additional questions.

AFFIDAVIT

I, Jennifer Daniels Queally, do swear that the information provided in this statement is, to the best of my knowledge, true and accurate.

Dated: 5/21/19

Jennifer Queally

Commonwealth of Massachusetts

SS. Norfolk

Then personally appeared the above named and acknowledged the foregoing instrument to be a free act and deed for me.



Karen Bishop
Notary Public
My commission expires: 1-16-2020

To Whom It May Concern:

I hereby waive my rights to confidentiality regarding my tax records, court records, and matters at the Board of Bars Overseers and release said information/documents to the councilors and/or their investigators.

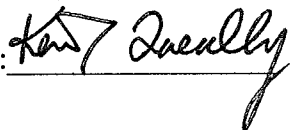
I release all of the foregoing from any and all claims and liability for damages of whatever kind arising out of any attempt to comply with this authorization.

Date: May 21, 2019

Name: Jennifer Queally

Address: _____
(Discretionary)

Date of Birth: March 6, 1967

Spouses Signature: 

Governor's Council Hearing – May 29, 2019
Candidate Jennifer Queally – List of Potential Witnesses

Martin F. Kane, II, Esq.

Keith Lane

Daniel Bennett, Esq.

Anjeza Xhemollari

Jennifer Roedel

Marion Mussafer