



MISSOURI HOUSE OF REPRESENTATIVES  
**WITNESS APPEARANCE FORM**

BILL NUMBER: <b>SB 72</b>		DATE: <b>4/3/2023</b>	
COMMITTEE: <b>Judiciary</b>			
<b>TESTIFYING:</b> <input checked="" type="checkbox"/> IN SUPPORT OF <input type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES			
<b>WITNESS NAME</b>			
<b>INDIVIDUAL:</b>			
WITNESS NAME: <b>DALE YOUNGS</b>		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL: <b>dale.youngs@courts.mo.gov</b>	ATTENDANCE: <b>Written</b>		SUBMIT DATE: <b>4/2/2023 8:43 AM</b>
<b>THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.</b>			

I'm Dale Youngs, a Circuit Judge in the 16th Judicial Circuit, in Jackson County. Thank you for giving me the opportunity to write in support of SB 72 – a measure that takes positive and needed steps to keep confidential the personal information of Missouri judges and commissioners: Information that – as we have seen – when made readily accessible, puts us and our families at risk. I recently ended my two year term as our Circuit's presiding judge. I took that assignment in the middle of the COVID-19 pandemic, when difficult decisions had to be made about modifying court procedures – or not – as the law required. One of the issues we faced involved whether to impose a moratorium on landlord-tenant actions filed in our court. While we enacted a number of measures designed to protect the rights of tenants facing these cases, we ultimately determined we did not have the legal authority to impose a moratorium like the one tenants' rights organizations were pressuring us to enact. In addition to conducting protests at our courthouses in Jackson County, these tenants' rights organizations located my predecessor's home address, and groups of them went there demanding action from him. These same protesters located my home address and appeared on my doorstep on Christmas Day in 2020, knocking on our door, and passing flyers around my neighborhood with my address on them, urging people to also come to our home and confront me about our court's policies. Ultimately, on a Friday evening during the first week of my term as presiding judge, a group of between 75 and 100 protesters marched to our home, chanting at me through a bullhorn, trespassing onto and vandalizing our property, and pounding on our front door demanding that I come outside and engage them. Thanks to the assistance of our Sheriff's Department and the Kansas City Police Department, my family and I were never in danger; however, this group's willingness to cross the line separating my public and my private life was unnerving, as was the idea that my home address was so easily accessible to them. The group located the home addresses of two other judges on our court and protested at their homes, as well, in addition to later coming to my home for a third time and again coming onto our property to place a large sign. We have also seen how unfettered access to judges' personal information can have dangerous and even tragic consequences. Last summer, while protesters were regularly gathering outside the homes of United Supreme Court Justices, one individual apparently located the home address of Justice Brett Kavanaugh, then crossed the country to Justice Kavanaugh's home in Maryland. He got out of a taxi in front of the justice's house, and fortunately was intercepted by Deputy U.S. Marshals. He is alleged to have been carrying a pistol, tactical knife, pepper spray, zip ties, and other items which he allegedly admitted he intended to use to break into the justice's home, where he planned to kill him, and then himself. And of course we all know of the tragic shooting in 2020 that took the life of the 20 year old son of a federal district judge in New Jersey, and seriously injured her husband. Judge Esther Salas was the target of a disgruntled lawyer who had assembled a dossier on her that included her home address. He posed as a delivery driver, intent on killing Judge Salas when she opened the door. Unfortunately, Judge Salas' son is the one who answered the door, and was

killed as he tried to protect his father. As Missouri judges and commissioners, we all swear an oath to support the U.S. and Missouri Constitutions, and to “faithfully demean ourselves” to our offices, which includes the responsibility to make tough and often unpopular decisions. Many times, the people who believe they are aggrieved by our decisions have serious mental health issues. Judicial officers across the state can give you examples of angry, harassing and sometimes threatening e-mails and letters we regularly receive from these individuals. In our courthouses, we have access to security measures and dedicated men and women of law enforcement whose job it is to keep us safe; however, it is at our homes that we – and our families – are most vulnerable. I hope you will all support this bill. It alone will not keep these individuals from attempting to cross that line, but it will make it harder for them to do so, and will be a meaningful step forward in the effort to keep Missouri judges and their families safer. Thank you again for giving me the opportunity to provide this testimony to you today, and thank you to Senator Trent for his sponsorship of this important bill.



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<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>ERIC D. JENNINGS</b>		PHONE NUMBER: <b>573-659-2280</b>	
REPRESENTING: <b>THE MISSOURI BAR</b>		TITLE: <b>GENERAL COUNSEL</b>	
ADDRESS: <b>326 MONROE ST.</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65101</b>
EMAIL: <b>ejennings@mobar.org</b>	ATTENDANCE: <b>In-Person</b>		SUBMIT DATE: <b>4/3/2023 11:47 AM</b>

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The Missouri Bar supports the enactment of sections 476.1300 to 476.1312, RSMo (the "Judicial Privacy Act").



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<b>WITNESS NAME</b>			
<b>BUSINESS/ORGANIZATION:</b>			
WITNESS NAME: <b>GREGORY J. LINHARES</b>		PHONE NUMBER: <b>314-244-7890</b>	
BUSINESS/ORGANIZATION NAME: <b>US DISTRICT COURT - EASTERN MISSOURI</b>		TITLE: <b>CLERK OF COURT, US DISTRICT COURT - EASTERN MO</b>	
ADDRESS: <b>111 S 10TH ST</b>			
CITY: <b>ST. LOUIS</b>		STATE: <b>MO</b>	ZIP: <b>63102</b>
EMAIL: <b>greg_linhares@moed.uscourts.gov</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>4/3/2023 1:03 PM</b>	
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• SB 72 prohibits government agencies or businesses from posting or publicly displaying available content that includes a judicial officer's personal information, upon written request of the judicial officer. • SB 72 is an important step to increase judicial public safety in light of an increasing number of threats to judicial officers, such as the recent tragic murder of US District Judge Esther Salas' son Daniel Anderl, in an attack that was meant to include Judge Salas. • This incident helped lead to the passage of the Daniel Anderl Judicial Security and Privacy Act, which will protect federal judges' personally identifiable information from resale by data brokers and will allow federal judges to redact personal information displayed on federal government internet sites. • SB 72 would extend these same protections to state and local government sites as well and would help close an important gap in security for state and federal judges alike. • The US Marshals Service has indicated that the number of investigated threats against judges are approximately 4 times greater than what they were in 2017, and protective investigation numbers doubled from 2021 to 2022 alone, including many threats through a direct voicemail or letter to the judge. • An important feature of SB 72 is the quick and direct petition process to the entity. Oftentimes threats can come quickly and there is a need to act swiftly to protect private information without having to wait for a formal filing or litigation. • Including Missouri-resident federal judges in the state legislation will not impose undue burdens on state or local personnel. Federal judges constitute a small fraction of the judges residing in the state (approximately 40 federal judges vs. over 500 state and municipal judges); similarly, federal judges live in only a handful of Missouri counties.



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<b>WITNESS NAME</b>			
<b>INDIVIDUAL:</b>			
WITNESS NAME: <b>KARA ELMS</b>		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL:	ATTENDANCE:		SUBMIT DATE: <b>4/3/2023 12:00 AM</b>
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<b>WITNESS NAME</b>			
<b>INDIVIDUAL:</b>			
WITNESS NAME: <b>MARGARET DONNELLY</b>		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL: <b>margaret.donnelly@courts.mo.gov</b>	ATTENDANCE: <b>Written</b>		SUBMIT DATE: <b>4/3/2023 2:54 PM</b>
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Testimony for House Judiciary Committee, April 3, 2023, SB72Chairman Evans and Members of the Committee. I thank you for the opportunity to address you on SB72. On September 21, 2022, I checked my cell phone shortly after awakening and was horrified to find that at 12:30AM someone had sent to my personal cell phone a text with a death threat against me and my family which was graphic, hate-filled and full of obscenities. The same threat was sent again later that day. What most alarmed me was that the person had been able to locate my personal cell. Because the threat was sent via cell phone we had the assistance of the FBI almost immediately. They were able to fairly quickly trace the origin of the text. The individual believed to have sent the text is someone well known to the Court who has a history of harassment and threats. However, I was the first judicial officer he had threatened. To my dismay after further investigation, I determined that my home address, home phone and personal cell were all on whitepages.com. While I wish to be careful in being very specific with regard to potential evidence against this individual, it appears that this or some other open source on the Internet was the way in which this individual was able to obtain all my personal information. I have followed the procedures to have the information removed from the White Pages site. I've been advised, however, that the information will often be back up in a short period of time and that you have to constantly monitor. Having this legislation would be a step toward providing judges with a way to keep this personal information off the Internet permanently. While there are never guarantees that information will not creep back onto the Internet, this would, I believe, provide a much stronger deterrent to having our information freely available on various websites. One of the foundations of an independent judiciary is the ability of judicial officers to make decisions without duress or fear. I believe this legislation would enhance security for our state judges. I am grateful for Senator Trent's sponsorship of this bill and hope that it advances quickly. Thank you. Judge Margaret Donnelly, Circuit Judge, 21st Judicial Circuit, St. Louis County



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<b>WITNESS NAME</b>			
<b>BUSINESS/ORGANIZATION:</b>			
WITNESS NAME: <b>PATRICIA CHURCHILL</b>		PHONE NUMBER: <b>573-751-4144</b>	
BUSINESS/ORGANIZATION NAME: <b>JUDICIAL CONFERENCE OF MISSOURI</b>		TITLE: <b>GOVERNMENT RELATIONS COUNSEL</b>	
ADDRESS: <b>P.O. BOX 150</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65102</b>
EMAIL: <b>patricia.churchill@courts.mo.gov</b>	ATTENDANCE: <b>In-Person</b>	SUBMIT DATE: <b>4/3/2023 7:34 PM</b>	
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Testifying in support of SB 72 and the provisions of the Judicial Privacy Act, which enhances statutory protections to protect the privacy of judicial officers. Ensuring that the judicial process operates independently and free from harm or intimidation is paramount to the rule of law and the reduction of violent crime. A report by the U.S. Justice Department's inspector general found the number of threats targeting judges and other protected personnel in the 2020 fiscal year increased 81% compared with 2016. Protecting personal information, including, but not limited to, home addresses of judges and commissioners, will improve the safety and security of those judicial officers to help ensure they are able to administer justice fairly and without fear of personal reprisal from individuals affected by the decisions made in the course of carrying out their public function.



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<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>WARD COOK</b>		PHONE NUMBER: <b>816-210-3276</b>	
REPRESENTING: <b>MISSOURI ASSOC. OF PROSECUTING ATTORNEYS</b>		TITLE:	
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CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65101</b>
EMAIL:	ATTENDANCE:	SUBMIT DATE: <b>4/3/2023 12:00 AM</b>	
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<b>WITNESS NAME</b>			
<b>INDIVIDUAL:</b>			
WITNESS NAME: <b>ARNIE C."HONEST-ABE" DIENOFF-STATE PUBLIC ADVOCATE</b>		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL: <b>arniedienoff@yahoo.com</b>		ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>4/3/2023 11:57 PM</b>
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<b>WITNESS NAME</b>			
<b>INDIVIDUAL:</b>			
WITNESS NAME: <b>SUSAN GIBSON</b>		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL: <b>Onesuegibson@protonmail.com</b>	ATTENDANCE: <b>Written</b>		SUBMIT DATE: <b>4/1/2023 2:28 PM</b>
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