BENHAM J. SIMS III

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LEGAL EXPERIENCE:

ATTORNEY AT LAW

February 1999 to Present

Attorney, Represented clients in a variety of criminal and civil courts in Jefferson and surrounding counties. Successfully represented clients before the Kentucky Racing Commission and numerous other administrative agencies. Contract with the Jefferson County Public Defender's Office to represent indigent clients in Jefferson District Court. Practice primarily devoted to criminal law.

JUDGE, JEFFERSON DISTRICT COURT

September 1997 to January 1999

District Judge, Division Six, Appointed by Governor Paul Patton to preside in Jefferson District Court. Court of general jurisdiction including: juvenile, probate, felony misdemeanor, arraignment, traffic, warrant, disability, civil and non-support courts. Presided over numerous bench, jury trials and hearings.

JEFFERSON COUNTY ATTORNEY OFFICE

November 1995 to September 1997

Director of the DUI Jury Trial Division, Appointed to create a new Division to coordinate the subpoenaing of medical records, hospital personnel, state police laboratory personnel, police, and lay witnesses to Jefferson District Court. In 1995-1996 this division led the nation in the prosecution of DUI crash cases. The successful conviction rate in Jefferson County was 3 ½ times higher than the national average and 2 ½ times higher than the previous highest conviction rate ever recorded. Served as a liaison with the law enforcement community and created numerous programs for the public schools to warn children of the perils of driving while impaired. Appointed by Jefferson County Attorney to develop a program to place computer terminals in all criminal courtrooms and to develop a computer protocol with the Transportation Cabinet, Administrative Office of the Courts, Office of the Jefferson Circuit Court Clerk, and the Court Administrators Office. Author of the Kentucky DUI Prosecutors Jury Trial Manual, "But Ocifer, I only had two beers."

January 1991 to September 1997 — **Assistant County Attorney Jury Trial Prosecutor**, Traffic. Court. Appointed as one of three jury trial prosecutors in the largest traffic court in the State. Represented the Commonwealth in one third of all jury and bench trials in Jefferson County Traffic Division.

January, 1989 to December 1990 — **Assistant County Attorney, Juvenile Prosecutor**, Appointed Delinquency Prosecutor. Represented the Commonwealth in arraignment, pretrial conferences, trials, waiver hearings and dispositions of juvenile cases. Prosecuted cases ranging from beyond parental control to rape, burglary, and murder.

January, 1989 December 1990 — **Conliffe, Sandmann Gorman & Sullivan** General civil litigation to practice. Emphasis in the areas of collections, landlord tenant, and domestic relations.

May, 1988 to August, 1988 — **BOEHL STOPHER GRAVES & DEINDOERFER**

Summer Associate. General legal research, trial preparation, drafting of pleadings; the firm is primarily engaged in insurance defense litigation.

May, 1987 to November, 1987 — **BARNETT & ALAGIA**

Summer Associate. General legal research, trial preparation, drafting of pleadings; the firm is primarily engaged in corporate law and insurance defense.

EDUCATION:

1986-1989 — **UNIVERSITY OF LOUISVILLE SCHOOL OF LAW**
J.D. May, 1989
Admitted to the Kentucky Bar, November 1989

PIRTLE WASHER MOOT COURT SCHOLARSHIP WINNER
PRESIDENT MOOT COURT BOARD
BOOK AWARD: JUVENILE JUSTICE
NATIONAL MOCK TRIAL TEAM

1983-1985 — **TRANSYLVANIA UNIVERSITY**
Bachelor of Arts Degree, 1985
Major: Political Science, Minor: History

SENIOR CLASS STUDENT GOVERNMENT SENATOR
RESIDENT ASSISTANT

1979-1982 **UNIVERSITY OF KENTUCKY**

DORM PRESIDENT-BLANDING III
RESIDENT ADVISOR- HAGGIN HALL & KIRWIN TOWER

MEMBERSHIPS: (Past and Present)

Kentucky Bar Association, Kentucky Academy of Trial Lawyers Association, American Bar Association, Louisville Bar Association, Kentucky District Judges Association, National Association of Criminal Defense Attorneys.

APPOINTMENTS & AWARDS:

2008 Appointed as Special Justice to the Kentucky Supreme Court

2008 Seminar Instructor, Louisville Metropolitan Police Department

2007 Transition Team, Gov. Elect Beshear, Commerce Cabinet. Author of Kentucky Fair and Exposition Center/Kentucky State Fair Board Report. Coauthor of Tourism Department Report.

2007 Wireless Internet-Jefferson County District and Circuit Court. Secured free internet service for the Judicial Center and Hall of Justice from Smoothstone Inc, in cooperation with the Jefferson Circuit Court Clerk's Office.

2007 Kentucky Department of Public Advocacy, Seminar Instructor

2004 Rules Committee Member, Democratic National Convention, Boston

2002 National Highway Transportation Safety Administration, Southeastern United States Gold Standards Committee member. (Kentucky Representative)

2002 Lorman Education Services, DUI Seminar Chair. Author Kentucky DUI Defense Manual

2000 Chair of the Day Reporting Center Committee, Louisville Jefferson County Crime Commission

2000 Kentucky Bar Association, Attorneys-Seminar Instructor Changes in the Kentucky DUI Law

2000 Kentucky Academy of Trial Attorneys-Seminar Instructor Changes in the Kentucky DUI Law

2000 Kentucky DUI Law, Seminar for Kentucky Motor Vehicle Enforcement Officers

2000 Kentucky DUI Law, Seminar for Louisville Police Officer Training Program

1999 Louisville Bar Association, Prosecuting DUI's a Prosecutor's Perspective

1999 Kentucky DUI Detection and Enforcement, Seminar for Jefferson County Police, Shively Police and Jefferson County Sheriff Recruits.

1998 Kentucky Bar Association-District Bar, Seminar Instructor Moderator, Kentucky Juvenile Law

1998 Kentucky Bar Association-Bridge the Gap, Panelist, Married Legal Professionals

1997 Kentucky Chapter Mothers Against Drunk Driving, **"MADD Outstanding Public Service Award"**.

1997 Appointed by Attorney General Ben Chandler to serve as **Special Counsel to the Kentucky DUI Task Force**.

1996 Jefferson County Fraternal Order of Police **"Prosecutor of the Year"** Award.

1996 **"Outstanding Public Service Award"** Awarded by Attorney General Ben Chandler on behalf of Kentucky Prosecutors Advisory Council representing Kentucky County and Commonwealth Attorneys.

1996 **Chairman, Day Reporting Centers Task Force**. This Committee was appointed by the Jefferson County Crime Commission to develop a Day Reporting Center Program for Jefferson County. Day Reporting Centers are currently utilized in 17 other sates as a means for the Courts and Correction Department to monitor defendants and to insure that defendants are attending court ordered alcohol and substance abuse programs, job skills courses, anger control programs, work release programs, and to provide strict monitoring by means of alcohol and substance test of the defendants continuing sobriety.

1996 **Mothers Against Drunk Driving "Award of Achievement**".

1996 **Southeastern DUI Offenders Systems, Faculty Member**. The organization consists of State DUI Administrators, legislators, judges, law enforcement officers, court administrators, DUI Program Directors, prosecutors, treatment professionals, MADD members, drivers licensing officials, and other related professionals responsible for the administration and operation of DUI programs in nine southeastern states.

1996-1999 Member, **Louisville Jefferson County Crime Commission**.

1995 Kentucky Attorney General Committee on Pending D.U.I. Legislation.

1995 Kentucky Prosecutor's Conference, Faculty Member, Instructor 1995.

1995 Kentucky Bar Association-District Bar, Seminar Instructor, Driving Under the Influence

1995 Louisville Bar Association Seminar Instructor, Driving Under the Influence.

1994 Kentucky Child Abuse and Exploitation Prevention Board, November 1991-September 1994. (The Kentucky Child Abuse and Exploitation Prevention Board oversees and administers the Child Victim's Trust Fund).

1994 Task Force on Powers of Officers of Fourth Class Cities.

1994 Jail Overcrowding Task Force, Office of the Jefferson County Commissioners.

PUBLISHED:

2007 Gov. Beshear Transition Team Report, Commerce Cabinet, Kentucky Fair & Exposition Center Report.

2002 Lorman Education Services, Kentucky DUI Defense Manual.

1997 Kentucky DUI Task Force, 1997 Final Report, Office of Attorney General.

1997 Kentucky DUI Task Force, Report from Kentucky Prosecutors.

1995 Kentucky Prosecutor's DUI Jury Trial Manual, Kentucky Prosecutor's Advisory Council, 600 pages.

1992 Domestic Violence: A Physician's Responsibility, Jefferson County Medical Society Magazine.

1992 Domestic Violence-The Medical Community's Legal Duty, Kentucky Medicine, April 1992.

Interlocal Agreement, County Wide Arrest Powers of Police Officers of Fourth Class Cities, Jefferson County, Kentucky.

Graduated Licensing: What Every Kentucky High School Student Should Know. Brochure created in cooperation with the Jefferson County Public Schools, Jefferson County Attorney's Office, and Mothers Against Drunk Driving. 1996.

Why Me??? What to expect when testifying in Court, University of Louisville Hospital Seminar for Phlebotomists, Registered Nurses, and Laboratory Technicians. Published in cooperation with University of Louisville Hospital and the Jefferson County Attorney's Office. 1995.

REFERENCES:

Hon. L. Stanley Chauvin, Jr.
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Hon. A. Benjamin Chandler
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