

The Hon Randy J. Holland



Randy J. Holland joined 3 Hare Court as a door tenant in June 2018 and is available to accept appointments as an arbitrator and as an expert.

Randy was previously a Delaware Supreme Court justice for more than 30 years having been appointed to the Court by Governor Michael N. Castle. He retired from the Court in March 2017.

When he took his oath of office in 1986, at age 39, he became the youngest person to serve on the separate Delaware Supreme Court. He was reappointed to a second twelve-year term by Governor Thomas R. Carper. In 2009, he became the longest serving justice in the history of Delaware and was appointed to an unprecedented third term by Governor Jack A. Markell. In 2017, Governor John C. Carney, Jr. awarded him the "Order Of The First State."

Throughout his thirty year tenure on the bench, he has written more than 700 reported opinions and several thousand case dispositive orders. Several of his opinions have been cited with approval by the United States Supreme Court. Many of his opinions are in law school casebooks on a variety of legal subjects.

Randy is recognized as an expert on state constitutional law. He has published two books on the Delaware Constitution: he is co-editor of the Delaware Constitution of 1897, The First One Hundred Years and author of The Delaware Constitution: A Reference Guide. Justice Holland has taught state constitutional law as an adjunct professor for many years. In 2009, he co-authored a law school casebook on that subject from the perspective of all fifty states entitled State Constitutional Law, The Modern Experience. With Justice Holland's encouragement, the Conference of Chief Justices passed a unanimous resolution recommending that all law schools offer courses on state constitutions.

Randy was the first state supreme court justice to serve as a Trustee of the American Inns of Court Foundation. That organization was founded by United States Supreme Court Chief Justice Warren Burger to promote ethics, civility, professionalism, and legal ethics. Randy served as the national Vice President and four years as the President (2000-2004). In recognition of that service, he received the A. Sherman Christensen Award at a ceremony in the United States Supreme Court. During that presentation, it was said that "Justice Holland is largely responsible for the current health and structure of the American Inns of Court. He raised the international stature of the Inns through his tireless efforts to build lasting relationships with the English and Irish Inns of Court."

Randy has been a leader in matters involving legal ethics and professionalism. For many years, he was a member and then chair of the American Judicature Society Center for Judicial Ethics Advisory Committee. He also chaired the American Bar Association's Joint Committee on Lawyer Regulation. He served on the ABA Standing Committee for Lawyer Competence and Client Protection, as well as the ABA's Judicial Division

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Committee on Ethics and Professionalism. For more than two decades, he has chaired the Delaware Judges' Code of Conduct Revision Committee and, in that capacity, was instrumental in establishing the Delaware Judges' Ethics Advisory Committee. Justice Holland chaired a program on professionalism at the Qatar International Rule of Law Forum. Justice Holland has been recognized as one of the top 100 persons who influence business ethics in the United States. With Justice Holland's encouragement, Taiwan adopted the American Bar Association's Model Code of Judicial Conduct. He received the American Inns of Court Lewis Powell Jr. National Award for Professionalism. He also received the AJS Opperman National Award for Judicial Excellence by a State judge.

Randy has been active internationally. He was the only state judge member on a nine-person Anglo-American Exchange that included Justices Breyer and Scalia. He is an honorary Master of the Bench of Lincoln's Inn. He has worked with the Chief Justice of Taiwan in training its judiciary about handling complex corporate and commercial litigation and has given the keynote address to the Taiwan Corporate Governance Association for the last ten years. He edited a casebook on Delaware Corporation Law that is only published in Taiwan in Chinese. Radny has also spoken about corporate matters around the world in China, Qatar, Spain, Australia, Austria, South Africa, India, Italy, Israel, France, Japan, and Brazil. He is an honorary member of COMBAR, the commercial bar association in England. He gave the prestigious COMBAR lecture in London, which presented a comparative analysis of the attorney-client privilege. Justice Holland presented a keynote address during an international gathering of judges and lawyers in London on Terrorism and the Rule of Law.

Randy has been very involved in the adjudication and administration of matters affecting children. For more than twenty-five years, he has been the liaison to the Delaware Court Improvement Project, a federally funded program relating to neglected children who have been placed in foster care. The project develops best practices for achieving permanency by either reuniting children with their parents or placing them in an adoptive home. He co-chaired the National Judicial Advisory committee to the Federal Office of Child Support Enforcement. He was the author of the opinion in *Dalton v. Clanton*, which became the seminal decision on the Delaware child support formula that was recommended as a national model. Thereafter, he taught other state supreme court justices about child support issues at the National Judicial College. In 1992, Justice Holland was named Judge of the Year by the National Child Support Enforcement Association.

Randy is interested in equal access to the judicial system. He co-chaired the Delaware Supreme Court Task Force on Racial and Ethnic Fairness in the Courts and was appointed to the ABA Presidential Commission on Fair and Impartial State Courts. As a member of the Delaware Bar Foundation, he was a leader in seeking to provide adequate funding for indigent litigants. In 2017, upon his retirement from the Delaware Supreme Court, the Randy J. Holland Family Law Endowment Fund was created with generous donations (\$2.3 million) "to honor Justice Holland's legacy and to give meaning to his deeply held belief that access to justice must not be dependent on ability to pay."

Randy has endeavored to promote public confidence in the administration of justice through law-related public education. Under his leadership, the iCivics program in Delaware is making great strides. iCivics is a national web-based education project designed to teach students civics which was initiated by former United States Supreme Court Justice Sandra Day O'Connor to ensure that students are getting the information and tools they need for effective civic participation, and that civics teachers are provided better materials and support. For many years, Justice Holland has been involved with Law Day in Delaware, a program that arranges for judges and lawyers to speak in Delaware schools.

Randy has been an adjunct professor at several law schools: the Delaware Law School of Widener University, Vanderbilt, the University of Iowa, the University of Washington in St. Louis and the University of Pennsylvania. In addition to state constitutional law, he teaches courses on corporate governance and

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appellate practice. He is a co-author of a law school casebook: Appellate Practice and Procedure. Chief Justices Rehnquist and Roberts both appointed Randy as the only state judge member of the United States Judicial Conference Advisory Committee on Appellate Rules. Randy was honored as the distinguished adjunct professor of law by the Delaware Law School of Widener University, The University of Iowa College of Law's annual award for the best corporate law paper is named for Justice Holland. In 2017, the Widener University Delaware Law School appointed him as the "Distinguished Jurist In Residence."

Randy has a keen interest in legal history. He was co-editor of the Delaware Supreme Court Golden Anniversary book and honorary chair of the book entitled The Delaware Bar in the Twentieth Century. He is the co-author of Middle Temple Lawyers and the American Revolution. That book was published as part of the 400-year commemoration of the founding of Jamestown, Virginia. The foreword was written by the Chief Justice of the United States and the Chief Justice of England. He also wrote Delaware's Destiny Determined By Lewes, which recounts why Lewes is the First Town in the First State. Justice Holland edited Magna Carta: Muse and Mentor, which was published by the Library of Congress and Thomson-Reuters for the eight-hundred year anniversary of that historic document. The foreword was written by Chief Justice John Roberts.

In May 2017, he joined the Wilmington, Delaware office of Wilson, Sonsini, Goodrich & Rosati as a Senior Of Counsel.