

## THE TENNESSEE **BOARD OF JUDICIAL CONDUCT**

June 15, 2015

511 Union Street Suite 600 Nashville, TN 37219

MEMBERS OF THE TENNESSEE **BOARD OF JUDICIAL CONDUCT** 

Chris Craft Chairperson

Timothy R. Discenza **Disciplinary Counsel** 

Patrick J. McHale Assistant Disciplinary Counsel

Jeffrey S. Bivins Miles Burdine Angelita B. Dalton Timothy L. Easter Joe F. Fowlkes Tas Gardner J. Ronald Hickman Chris A. Hodges Holly Kirby Thomas W. Lawless Christy R. Little Larry J. Logan

J. Michael Sharp

Dwight E. Stokes David Wedekind Russell Humphrey

State Capitol, 2<sup>nd</sup> Floor Nashville, TN 37243

Dear Chief Clerks:

Chief Clerk of the Senate Office of the Chief Clerk

State Capitol, 2<sup>nd</sup> Floor Nashville, TN 37243

Joe McCord

Chief Clerk of the House

Office of the Chief Clerk

RECEIVED

JUN 18 2015

Clerk of the Courts

James M. Hivner, Clerk

615-253-1470

100 Supreme Court Building

401 Seventh Avenue, North Nashville, TN 37219-1407

Rec'd By

Please find enclosed the statistical report of the Board of Judicial Conduct covering filings and dispositions for the month of May, 2015, as mandated by Tenn. Code Ann. § 17-5-207.

Sincerely,

**CHRIS CRAFT Board Chair** 

CC/bep

## BOARD OF JUDICIAL CONDUCT MONTHLY REPORT FOR MAY 2015

The number and category of complaints OPENED<sup>1</sup>:

FILED
JUN 18 2015
Clerk of the Courts Rec'd By

	THIS	THIS FISCAL
1	MONTH	YEAR
<u>11</u>	VIOIVIII	ILAK
A) Failure to comply with law:	24	239
B) Bias, prejudice and unfairness:	3	28
C) Discourtesy:	0	6
D) Abuse of office:	2	20
E) Delay:	1	22
F) Ex parte communications:	0	5
G) Disability:	0	2
H) Political violation:	0	8
I) Recusal:	3	18
J) Miscellaneous:	<u>0</u>	<u>1</u>
TOTAL	33	349

The number and category of complaints CLOSED:

N	<u>THIS</u> MONTH	THIS FISCAL YEAR
A) Failure to comply with law:	29	249
B) Bias, prejudice and unfairness:	1	22
C) Discourtesy:	1	7
D) Abuse of office:	1	24
E) Delay:	2	27
F) Ex parte communications:	0	7
G) Disability:	0	3
H) Political violation:	0	14
I) Recusal:	4	19
J) Miscellaneous:	_0	_2
TOTAL	38	374

<sup>1.</sup> A single complaint naming several judges is counted as a separate complaint against each judge. A complaint whose allegations encompass more than one category is listed under the most serious category alleged.

## DISPOSITION of the complaints closed by CATEGORY:

<u>THI</u> MON	
A) Failure to comply with law:	
Dismissed, complaint about court ruling21	206
Dismissed, no jurisdiction 0	19
Dismissed, inadequate factual basis 6	15
Dismissal with warning 2	. 5
Dismissal after full investigation 0	0
Deferred discipline agreement 0	0
Private reprimand 0	0
Private censure 0	0
Public reprimand 0	0
Public censure 0	0
Other 0	0
Retired complaint, no longer a judge 0	) 4
Suspension 0	0
Recommendation of removal from office 0	0
TOTAL 29	249

$_{\underline{\mathbf{T}}}$	HIS	THIS FISCAL
<u>MO</u>	NTH	<u>YEAR</u>
B) Bias, prejudice and unfairness:		
Dismissed, complaint about court ruling	0	0
Dismissed, no jurisdiction	0	0
Dismissed, inadequate factual basis	1	19
Dismissal with warning	0	1
Dismissal after full investigation	0	0
Deferred discipline agreement	0	0
Private reprimand	0	0
Private censure	0	0
Public reprimand	0	0
Public censure	0	2
Other	0	0
Retired complaint, no longer a judge	0	0
Suspension	0	0
Recommendation of removal from office	0	_0
TOTAL	1	22

$\frac{T}{2}$	HIS	THIS FISCAL
MC	NTH	<u>YEAR</u>
C) Discourtesy:		
Dismissed, complaint about court ruling	0	0
Dismissed, no jurisdiction	0	0
Dismissed, inadequate factual basis	1	6
Dismissal with warning	0	0
Dismissal after full investigation	0	0
Deferred discipline agreement	0	0
Private reprimand	0	0
Private censure	0	0
Public reprimand	0	0
Public censure	0	0
Other	0	1
Retired complaint, no longer a judge	0	0
Suspension	0	0
Recommendation of removal from office	0	_0
TOTAL	1	7

	THIS	THIS FISCAL	
	<b>MONTH</b>	YEAR	
D) Abuse of office:			
Dismissed, complaint about court ruling	g 0	0	
Dismissed, no jurisdiction	0	1	
Dismissed, inadequate factual basis	1	12	
Dismissal with warning	0	4	
Dismissal after full investigation	0	0	
Deferred discipline agreement	O	0	
Private reprimand	0	0	
Private censure	0	0	
Public reprimand		1	
Public censure	0	0	
Other	0	3	
Retired complaint, no longer a judge	0	2	
Suspension	0	0	
Recommendation of removal from office	e 0	0	
Cease and Desist Order	<u>0</u>	1	
TOTAL	1	24	

	THIS	THIS FISCAL	
	<b>MONTH</b>	YEAR	
E) Delay:			
Dismissed, complaint about court ruling	g 0	0	
Dismissed, no jurisdiction	0	1	
Dismissed, inadequate factual basis	2	22	
Dismissal with warning	0	2	
Dismissal after full investigation	0	0	
Deferred discipline agreement		0	
Private reprimand	0	2	
Private censure	0	0	
Public reprimand		0	
Public censure	0	0	
Other	0	0	
Retired complaint, no longer a judge	0	0	
Suspension	0	0	
Recommendation of removal from office	ce <u>0</u>	_0	
TOTAL	2	27	

	THIS MONTH	THIS FISCAL YEAR	
F) Ex parte communications:			
Dismissed, complaint about court ruling	g 0	0	
Dismissed, no jurisdiction	0	0	
Dismissed, inadequate factual basis	0	4	
Dismissal with warning	0	1	
Dismissal after full investigation	0	0	
Deferred discipline agreement	0	0	
Private reprimand	0	0	
Private censure	0	0	
Public reprimand	0	0	
Public censure	0	0	
Other	0	0	
Retired complaint, no longer a judge	0	2	
Suspension	0	0	
Recommendation of removal from office	ce <u>0</u>	_0	
TOTAL	0	7	

.]	THIS	THIS FISCAL
Me	HTMC	YEAR
G) Disability:		
Dismissed, complaint about court ruling	0	0
Dismissed, no jurisdiction	0	0
Dismissed, inadequate factual basis	. 0	2
Dismissal with warning	0	0
Dismissal after full investigation	0	0
Deferred discipline agreement	0	1
Private reprimand	0	0
Private censure	0	0
Public reprimand	0	0
Public censure	0	0
Other	• 0	0
Retired complaint, no longer a judge	- 0	0
Suspension	0	0
Recommendation of removal from office	_0	_0
TOTAL	0	3

	THIS	THIS FISCAL
	MONTH	YEAR
H) Political violation:		
Dismissed, complaint about court ruling	0	0
Dismissed, no jurisdiction	0	0
Dismissed, inadequate factual basis	0	5
Dismissal with warning	0	5
Dismissal after full investigation	0	0
Deferred discipline agreement	0	0
Private reprimand	0	0
Private censure	0	0
Public reprimand	0	0
Public censure	0	0
Other	0	0
Retired complaint, no longer a judge	0	4
Suspension	0	0
Recommendation of removal from offic	e <u>0</u>	_0
TOTAL	0	14

$\frac{T}{T}$	HIS	THIS FISCAL
MC	NTH	YEAR
I) Recusal:		
Dismissed, complaint about court ruling	0	0
Dismissed, no jurisdiction	0	0
Dismissed, inadequate factual basis	4	15
Dismissal with warning	0	1
Dismissal after full investigation	0	0
Deferred discipline agreement	0	0
Private reprimand	0	0
Private censure	0	0
Public reprimand	0	0
Public censure	0	0
Other	0	0
Retired complaint, no longer a judge	0	3
Suspension	0	0
Recommendation of removal from office	0	_0
TOTAL	4	19

	HIS NTH	THIS FISCAL YEAR
J) Miscellaneous:		
Dismissed, complaint about court ruling	0	0
Dismissed, no jurisdiction	0	1
Dismissed, inadequate factual basis	0	0
Dismissal with warning	0	0
Dismissal after full investigation	0	1
Deferred discipline agreement	0	0
Private reprimand	0	0
Private censure	0	0
Public reprimand	0	0
Public censure	0	0
Other	- 0	0
Retired complaint, no longer a judge	0	0
Suspension	0	0
Recommendation of removal from office	0	_0
TOTAL	0	2