

James M. Hivner, Clerk

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Nashville, TN 37219-1407

615-253-1470

THE TENNESSEE BOARD OF JUDICIAL CONDUCT

511 Union Street Suite 600 Nashville, TN 37219

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Russell Humphrey Chief Clerk of the Senate Office of the Chief Clerk State Capitol, 2nd Floor Nashville, TN 37243 Tammy Letzler Chief Clerk of the House Office of the Chief Clerk State Capitol, 2nd Floor Nashville, TN 37243

Dear Chief Clerks:

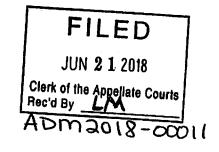
Please find enclosed the statistical report of the Board of Judicial Conduct covering filings and dispositions for the month of May, 2018, as mandated by Tenn. Code Ann. § 17-5-207. Please also find enclosed the Quarterly Report for the second quarter of this fiscal year, as mandated by Tenn. Code Ann. § 17-5-207(b).

Sincerely,

CHRIS CRAFT Board Chair

CC/bep

BOARD OF JUDICIAL CONDUCT MONTHLY REPORT FOR MAY 2018



The number and category of complaints OPENED¹:

	<u>THIS</u>	THIS FISCAL
<u>M</u>	ONTH	YEAR
A) Failure to comply with law:	- 27	317
B) Bias, prejudice and unfairness:	3	30
C) Discourtesy:	0	7
D) Abuse of office:	3	8
E) Delay:	1	18
F) Ex parte communications:	0	4
G) Disability:	0	0
H) Political violation:	0	1
I) Recusal:	1	20
J) Miscellaneous:	1	1
TOTAI	36	406

The number and category of complaints CLOSED:

	THIS	THIS FISCAL
<u>N</u>	<u>MONTH</u>	YEAR
A) Failure to comply with law:	29	330
B) Bias, prejudice and unfairness:	3	27
C) Discourtesy:	0	10
D) Abuse of office:	5	7
E) Delay:	1	23
F) Ex parte communications:	0	4
G) Disability:	0	2
H) Political violation:	1	1
I) Recusal:	3	20
J) Miscellaneous:	_1	_1
TOTAL	43	425

^{1.} 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>THIS</u> MONTH	THIS FISCAL YEAR
A) Failure to comply with law	
Dismissed, complaint about court ruling 28	299
Dismissed, no jurisdiction 0	17
Dismissed, inadequate factual basis 0	2
Dismissal with warning 0	3
Dismissal after full investigation 0	0
Deferred discipline agreement 0	0
Private reprimand 0	0
Private censure 0	0
Public reprimand 0	3
Public censure 0	0
Other 1	6
Retired complaint, no longer a judge 0	0
Suspension 0	0
Recommendation of removal from office 0	_0
TOTAL 29	330

<u>THIS</u> MONT	THIS FISCAL H YEAR
B) Bias, prejudice and unfairness:	
Dismissed, complaint about court ruling 2	2
Dismissed, no jurisdiction 0	0
Dismissed, inadequate factual basis 1	23
Dismissal with warning 0	0
Dismissal after full investigation 0	0
Deferred discipline agreement 0	0
Private reprimand 0	1
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 $\overline{3}$	27

	<u>THIS</u> MONTH	THIS FISCAL YEAR
C) Discourtesy:		
Dismissed, complaint about court ruling-	0	0
Dismissed, no jurisdiction		2
Dismissed, inadequate factual basis		8
Dismissal with warning		0
Dismissal after full investigation		0
Deferred discipline agreement		0
Private reprimand		0
Private censure		0
Public reprimand		0
Public censure		0
Other	0	0
Retired complaint, no longer a judge	0	0
Suspension		0
Recommendation of removal from office		_ 0
TOTAL	<u></u>	10
	<u>THIS</u> MONTH	THIS FISCAL YEAR
•	<u>THIS</u> MONTH	THIS FISCAL YEAR
D) Abuse of office:	<u>MONTH</u>	
D) Abuse of office: Dismissed, complaint about court ruling-	<u>MONTH</u> 0	YEAR
D) Abuse of office:	<u>MONTH</u> 0 0	YEAR 0
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction	MONTH 0 0 4	<u>YEAR</u> 0 0
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction Dismissed, inadequate factual basis	0 0 4 0	YEAR 0 0 5
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning	0 0 4 0	YEAR 0 0 5 0
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation	0 0 4 0 0	YEAR 0 0 5 0 0
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Deferred discipline agreement Private reprimand Private censure	0 0 4 0 0 0 0	YEAR 0 0 5 0 0 5
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Deferred discipline agreement Private reprimand	0 0 4 0 0 0 0	YEAR 0 0 5 0 0 0 0 0 0
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Deferred discipline agreement Private reprimand Private censure	0 0 4 0 0 0 0	YEAR 0 0 5 0 0 5 0 0 0 0
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Private reprimand Private censure Public reprimand Other	0 0 0 0 0 0 0 0 0 0 0 0 0	YEAR 0 0 5 0 0 0 0 0 0 2
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Private reprimand Private censure Public reprimand Public censure	MONTH 0 0 4 0 0 0 0 0 0 0 0 0	YEAR 0 0 5 0 0 0 0 0 0 2 0
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Private reprimand Private censure Public reprimand Other Retired complaint, no longer a judge Suspension	0 0 0 0 0 0 0 0 0 0 0 0 0	YEAR 0 0 5 0 0 0 0 0 0 2 0 0
D) Abuse of office: Dismissed, complaint about court ruling- Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Private reprimand Private censure Public reprimand Public censure	0 0 0 0 0 0 0 0 0 0 0 0 0	YEAR 0 0 5 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0

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E) Delay:		
Dismissed, complaint about court ruling	· 1	1
Dismissed, no jurisdiction	0	0
Dismissed, inadequate factual basis	. 0	20
Dismissal with warning	. 0	1
Dismissal after full investigation	0	0
Deferred discipline agreement	0	0
Private reprimand	. 0	0
Private censure		0
Public reprimand	. 0	0
Public censure	. 0	0
Other	- 0	0
Retired complaint, no longer a judge	- 0	1
Suspension		0
Recommendation of removal from office	_0	_0
TOTAL	1	23
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<u>THIS</u> <u>MONTH</u>	THIS FISCAL YEAR
F) Ex parte communications:	
Dismissed, complaint about court ruling 0	0
Dismissed, no jurisdiction 0	0
Dismissed, inadequate factual basis 0	4
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	0
Retired complaint, no longer a judge 0	0
Suspension 0	0
Recommendation of removal from office 0	_0
TOTAL 0	4

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

	<u>THIS</u>	THIS FISCAL
<u> 1</u>	<u>MONTH</u>	<u>YEAR</u>
H) Political violation:		
Dismissed, complaint about court ruling	0	0
Dismissed, no jurisdiction	· 0	0
Dismissed, inadequate factual basis	0	0
Dismissal with warning	1	1
Dismissal after full investigation	0	0
Deferred discipline agreement		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	<u>0</u>	_0
TOTAL	1	1

-	THIS ONTH	THIS FISCAL YEAR
I) Recusal:		· · · · · · · · · · · · · · · · · · ·
Dismissed, complaint about court ruling	. 1	5
Dismissed, no jurisdiction		0
Dismissed, inadequate factual basis		14
Dismissal with warning		1
Dismissal after full investigation	0	0
Deferred discipline agreement		0
Private reprimand		0
Private censure		0
Public reprimand		0
Public censure	. 0	0
Other		0
Retired complaint, no longer a judge		0
Suspension		0
Recommendation of removal from office		0
TOTAL	3	$\overline{20}$
J) Miscellaneous:	<u>rhis</u> ONTH	THIS FISCAL YEAR 0
J) Miscellaneous: Dismissed, complaint about court ruling	ONTH • 0	
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction	• 0 • 0	YEAR 0
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis	ONTH - 0 - 0 - 0	YEAR 0 0
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning	ONTH - 0 - 0 - 0 - 0 - 0	YEAR 0 0 0
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation	ONTH - 0 - 0 - 0 - 0 - 0 - 0	YEAR 0 0 0 0
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Deferred discipline agreement	ONTH - 0 - 0 - 0 - 0 - 0 - 0 - 0	YEAR 0 0 0 0 0
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Deferred discipline agreement Private reprimand	ONTH - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0	YEAR 0 0 0 0 0
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Private reprimand Private censure	ONTH - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 -	YEAR 0 0 0 0 0 0 0
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Deferred discipline agreement Private reprimand Private censure	ONTH - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 -	YEAR 0 0 0 0 0 0 0 0 0 0
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Private reprimand Private censure	ONTH - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 -	YEAR 0 0 0 0 0 0 0 0 0 0 0 0
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Private reprimand Private censure Public reprimand Public censure Other	ONTH - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 -	YEAR 0 0 0 0 0 0 0 0 0 0 0 0
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Private reprimand Private censure Public reprimand Public censure Other Retired complaint, no longer a judge Suspension	ONTH - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 -	YEAR 0 0 0 0 0 0 0 0 0 0 0 1
J) Miscellaneous: Dismissed, complaint about court ruling Dismissed, no jurisdiction Dismissed, inadequate factual basis Dismissal with warning Dismissal after full investigation Private reprimand Private censure Public reprimand Public censure Other Retired complaint, no longer a judge	ONTH - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 - 0 -	YEAR 0 0 0 0 0 0 0 0 0 0 1 0