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MAY 19 2014

Clerk of the Courts

## BOARD OF JUDICIAL CONDUCT FISCAL YEAR 2013-2014 THIRD QUARTERLY REPORT Rec'd By

(For the period 01/1/14 through 03/31/14) Due 6/20/14

The number of complaints OPENED<sup>1</sup> this quarter is 95. Year to date the number is 319.

The number of complaints CLOSED this quarter is 80. Year to date the number is 309

The DISPOSITION of the complaints closed this quarter is:

FILED	
MAY 1 9 2014	
Clerk of the Courts	;
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		YTD (Year to Dat
Dismissed, complaint about court ruling 5	52	206
Dismissed, no jurisdiction		4
Dismissed, inadequate factual basis 1		66
Dismissal with warning		11
Dismissal after full investigation		0
Deferred discipline agreement		1
Private reprimand		1
Private censure	0	0
Public reprimand	0	1
Public censure	1	2
Other	0	0
Retired complaint, no longer a judge	0	16
Cease and Desist Order	0	1
Suspension	0	0
Recommendation of removal from office	0	0
TOTAL	80	309

The number of complaints PENDING on the last day of this quarter is 64.

The number of complaints for which PROBABLE CAUSE WAS FOUND<sup>2</sup> this quarter is 0. The number year to date is 13.

The number of complaints for which FORMAL CHARGES WERE FILED this quarter is 0. The number year to date is 2.

<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.

<sup>2. &</sup>quot;Probable cause was found" means that Disciplinary Counsel and the investigative panel believe that there is evidence supporting the allegations against a judge and the investigative panel has authorized a full investigation pursuant to Tenn. Code Ann. §17-5-304 (c)(3).

The NATURE of the complaints filed and the TYPE OF JUDGE according to the following categories is:

A) Ecilium to comply with the law	YTD
A) Failure to comply with the law: Criminal 18	59
Circuit 14	55
	16
	54
General Separation	3
Juvenile 1	11
Magistrate and Referee 2	7
Municipal 1	1
Commissioner 0	1
Probate 0	0
Appellate Court 1	13
Senior and Retired 0	2
Other <u>l</u>	3 (Non-judge, deceased judge, judge from another
TOTAL 62	224 state, etc.)
B) Bias, prejudice and unfairness:	<u>YTD</u>
Criminal 3	5
Circuit 0	1
Chancery 0	0
General Sessions 0	3
Juvenile 0	0
Magistrate and Referee 0	0
Municipal 1	1
Commissioner 0	0
Probate 0	0
Appellate Court 0	0
Senior and Retired 0	0
Other 0	0
TOTAL 4	10
TOTAL	
C) Discourtesy:	YTD
Criminal 1	2
Circuit 0	0
Chancery 0	0
General Sessions 0	3
Juvenile 0	0
Magistrate and Referee 0	0
Municipal 0	0
Commissioner 0	0
Probate 0	0
Appellate Court 0	0
Senior and Retired 0	0
Other 0	0
TOTAL 1	5

Criminal         2         3           Circuit         0         0           Chancery         0         0           Ceneral Sessions         3         8           Juvenile         0         0           Magistrate and Referee         0         4           Municipal         0         2           Commissioner         0         1           Probate         0         0           Appellate Court         3         3           Senior and Retired         0         0           Other         0         0           TOTAL         8         21     E) Delay:  E) Delay:  YTD  Criminal  YTD  Criminal  YTD  Criminal  YTD  Criminal  Oneral Sessions  Oneral Sessions  Oneral Sessions  Oneral Sessions  Oneral Sessions  Oneral Appellate Court  Oneral Sessions  Oneral Activate on the properties of the pr	D) Abuse of office:		YTD
Circuit         0         0           Chancery         0         0           General Sessions         3         8           Juvenile         0         0           Magistrate and Referee         0         4           Municipal         0         2           Commissioner         0         1           Probate         0         0           Appellate Court         3         3           Senior and Retired         0         0           Other         0         0           TOTAL         8         21     E) Delay:  YTD  Criminal  2 9  Circuit  4 10  Chancery  9  Circuit  4 10  Chancery  0 1  General Sessions  0 7  Juvenile  0 0  Magistrate and Referee  0 0  Municipal  0 0  Commissioner  0 0  Commissioner  0 0  Commissioner  0 0  Condate         0           O Appellate Court  0 0  TOTAL         0         0           Senior and Retired  0 0  Commissioner  0 0  Commissioner  0 0  Commissioner  0 0  Magistrate and Referee  0 0  Municipal  0 0  Commissioner  0 0  Co		2	3
Chancery         0         0           General Sessions         3         8           Juvenile         0         0           Magistrate and Referee         0         4           Municipal         0         2           Commissioner         0         1           Probate         0         0           Appellate Court         3         3           Senior and Retired         0         0           Other         0         0           TOTAL         8         21    F) Delay:  TOTAL  F) Delay:  TOTAL  TOTA		0	0
General Sessions         3         8           Juvenile         0         0           Magistrate and Referee         0         4           Municipal         0         2           Commissioner         0         1           Probate         0         0           Appellate Court         3         3           Senior and Retired         0         0           Other         0         0           TOTAL         8         21           E) Delay:         YTD           Criminal         2         9           Circuit         4         10           Chancery         0         1           General Sessions         0         7           Juvenile         0         0           Municipal         0         0           Commissioner         0         0           One         0         0           Appellate Court         0         0           Other         0         0           TOTAL         6         27           F) Ex parte communications:         YTD           Criminal         0         0           <		0	0
Juvenile			8
Magistrate and Referee		0	0
Municipal       0       2         Commissioner       0       1         Probate       0       0         Appellate Court       3       3         Senior and Retired       0       0         Other       0       0         TOTAL       8       21         E) Delay:       YTD         Criminal       2       9         Circuit       4       10         Chancery       0       1         General Sessions       0       7         Juvenile       0       0         Magistrate and Referee       0       0         Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0         TOTAL       6       27         F) Ex parte communications:       YTD         Criminal       0       0         Criminal       0       0         Criminal       0       0         Criminal       0       0 <td></td> <td>0</td> <td>4</td>		0	4
Commissioner         0         1           Probate         0         0           Appellate Court         3         3           Senior and Retired         0         0           Other         0         0           TOTAL         8         21           E) Delay:         YTD           Criminal         2         9           Circuit         4         10           Chancery         0         1           General Sessions         0         7           Juvenile         0         0           Magistrate and Referee         0         0           Municipal         0         0           Commissioner         0         0           Appellate Court         0         0           Senior and Retired         0         0           Other         0         0           TOTAL         6         27    F) Ex parte communications:  YTD  Criminal         YTD  Criminal           Criminal         0         0           Criminal         0         0           Chancery         2         2           General Sessions         0         1		0	2
Probate		0	1
Appellate Court       3       3         Senior and Retired       0       0         Other       0       0         TOTAL       8       21         E) Delay:       YTD         Criminal       2       9         Circuit       4       10         Chancery       0       1         General Sessions       0       7         Juvenile       0       0         Magistrate and Referee       0       0         Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0         TOTAL       6       27         F) Ex parte communications:       YTD         Criminal       0       0         Toriut       0       0         Criminal       0       0         TOTAL       6       27          F) Ex parte communications:       YTD         Criminal       0       0         Criminal       0		0	0
Senior and Retired		3	3
Other			0
E) Delay:         YTD           Criminal         2         9           Circuit         4         10           Chancery         0         1           General Sessions         0         7           Juvenile         0         0           Magistrate and Referee         0         0           Municipal         0         0           Commissioner         0         0           Probate         0         0           Appellate Court         0         0           Senior and Retired         0         0           Other         0         0           TOTAL         6         27           F) Ex parte communications:         YTD           Criminal         0         0           Criminal         0         0           Criminal         0         0           Chancery         2         2           General Sessions         0         1           Uvenile         0         0           Magistrate and Referee         0         0           Municipal         0         0           Commissioner         0         0			0
Criminal       2       9         Circuit       4       10         Chancery       0       1         General Sessions       0       7         Juvenile       0       0         Magistrate and Referee       0       0         Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0         TOTAL       6       27         F) Ex parte communications:       YTD         Criminal       0       0         Circuit       0       0         Circuit       0       0         Chancery       2       2         General Sessions       0       1         Juvenile       0       0         Magistrate and Referee       0       0         Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Other			21
Criminal       2       9         Circuit       4       10         Chancery       0       1         General Sessions       0       7         Juvenile       0       0         Magistrate and Referee       0       0         Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0         TOTAL       6       27         F) Ex parte communications:       YTD         Criminal       0       0         Circuit       0       0         Circuit       0       0         Chancery       2       2         General Sessions       0       1         Juvenile       0       0         Magistrate and Referee       0       0         Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Other			
Circuit	E) Delay:		$\underline{\text{YTD}}$
Chancery         0         1           General Sessions         0         7           Juvenile         0         0           Magistrate and Referee         0         0           Municipal         0         0           Commissioner         0         0           Probate         0         0           Appellate Court         0         0           Senior and Retired         0         0           Other         0         0           TOTAL         6         27    F) Ex parte communications:  YTD  Criminal  Criminal  Criminal  Other  Othe	Criminal	2	9
General Sessions	Circuit	4	10
General Sessions	Chancery	0	1
Magistrate and Referee		0	7
Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0         TOTAL       0       0         Criminal       0       0         Cricuit       0       1         Chancery       2       2         General Sessions       0       1         Juvenile       0       0         Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0	Juvenile	0	0
Municipal	Magistrate and Referee	0	0
Commissioner		0	0
Probate		0	0
Senior and Retired		0	0
Senior and Retired	Appellate Court	0	0
Other       0       0         TOTAL       6       27         F) Ex parte communications:       YTD         Criminal       0       0         Circuit       0       1         Chancery       2       2         General Sessions       0       1         Juvenile       0       0         Magistrate and Referee       0       0         Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0		0	0
TOTAL       6       27         F) Ex parte communications:       YTD         Criminal		0	0_
Criminal       0       0         Circuit       0       1         Chancery		6	27
Criminal       0       0         Circuit       0       1         Chancery			
Circuit       0       1         Chancery       2       2         General Sessions       0       1         Juvenile       0       0         Magistrate and Referee       0       0         Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0		ıs:	<u>YTD</u>
Chancery	Criminal	0	0
General Sessions       0       1         Juvenile       0       0         Magistrate and Referee       0       0         Municipal       0       0         Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0			
Juvenile       0         Magistrate and Referee       0         Municipal       0         Commissioner       0         Probate       0         Appellate Court       0         Senior and Retired       0         Other       0	Chancery		
Magistrate and Referee       0         Municipal       0         Commissioner       0         Probate       0         Appellate Court       0         Senior and Retired       0         Other       0		-	_
Municipal       0         Commissioner       0         Probate       0         Appellate Court       0         Senior and Retired       0         Other       0		-	0
Commissioner       0       0         Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0	Magistrate and Referee		0
Probate       0       0         Appellate Court       0       0         Senior and Retired       0       0         Other       0       0	Municipal		0
Appellate Court       0       0         Senior and Retired       0       0         Other       0       0		-	0
Senior and Retired 0       0         Other 0       0			0
Other <u>0</u>			
		0	0
TOTAL 2 4			
	TOTAL	2	4

G) Disability:		YTD
Criminal	0	0
Circuit	0	2
Chancery	0	0
General Sessions	0	1
Juvenile	0	0
	0	0
Magistrate and Referee	0	0
Municipal	0	0
Commissioner	0	0
Probate	0	0
Appellate Court		•
Senior and Retired	0	0
Other	0	$\frac{0}{3}$
TOTAL	0	3
U) Political violation:		YTD
H) Political violation: Criminal	0	$\frac{11D}{0}$
Circuit	0	0
	0	0
Chancery	3	4
General Sessions	0	1
Juvenile	=	0
Magistrate and Referee	0	-
Municipal	0	0
Commissioner	0	0
Probate	0	0
Appellate Court	0	2
Senior and Retired	0	0
Other	2	3
TOTAL	5	10
I) Doonsol.		YTD
I) Recusal: Criminal	- 0	1
Circuit	0	2
		0
Chancery	2	6
General Sessions Juvenile	0	0
	<del>-</del>	_
Magistrate and Referee	0	0
Municipal	0	0
Commissioner		0
Probate	0	0
Appellate Court	0	0
Senior and Retired		0
Other	0	$\frac{0}{0}$
TOTAL	2	9

J) Miscellaneous:		<u>YTD</u>
Criminal	1	1
Circuit	2	2
Chancery	0	0
General Sessions	2	3
Juvenile	0	0
Magistrate and Referee	0	0
Municipal	0	0
Commissioner	0	0
Probate	0	0
Appellate Court	0	0
Senior and Retired	0	0
Other	0	0
TOTAL	5	6

Respectfully submitted,

CHRIS CRAFT, Board Chair BOARD OF JUDICIAL CONDUCT