

BOARD OF JUDICIAL CONDUCT
FISCAL YEAR 2017-2018 FOURTH QUARTERLY REPORT
(For the period 4/1/18 through 6/30/18)
Due 9/20/18

The number of complaints OPENED¹ this quarter is 98. Year to date the number is 436.

The number of complaints CLOSED this quarter is 113. Year to date the number is 464.

The DISPOSITION of the complaints closed this quarter is:

	YTD	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	
Dismissed, complaint about court ruling----	79	337	209	253	228	255	288
Dismissed, no jurisdiction -----	0	19	15	8	23	9	20
Dismissed, inadequate factual basis -----	25	82	99	98	105	93	87
Dismissal with warning -----	3	8	11	19	19	3	8
Dismissal after full investigation -----	0	0	1	1	0	0	0
Deferred discipline agreement -----	0	0	1	1	1	2	18
Private reprimand -----	2	3	8	1	3	6	7
Private censure -----	0	0	0	0	0	0	0
Public reprimand -----	0	6	5	4	2	6	1
Public censure -----	0	0	1	3	2	0	0
Other -----	4	7	0	5	4	5	1
Retired complaint, no longer a judge -----	0	2	1	17	15	2	2
Cease and Desist Order-----	0	0	0	1	1	0	0
Suspension -----	0	0	0	0	0	0	0
Recommendation of removal from office --	0	0	0	0	0	0	0
TOTAL	113	464	350	411	404	381	432

The number of complaints PENDING on the last day of this quarter is 8.

The number of complaints for which PROBABLE CAUSE WAS FOUND² this quarter is 3.
The number year to date is 10.

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

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

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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.
 2. "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).

A) Failure to comply with the law:		YTD	FY	FY	FY	FY	
			2012-13	2013-14	2014-15	2015-16	2016-17
Criminal -----	34	124	77	75	92	95	92
Circuit -----	12	60	50	65	70	65	71
Chancery -----	5	15	21	18	16	23	26
General Sessions -----	19	108	63	72	57	78	78
Juvenile -----	2	5	5	4	5	1	5
Magistrate and Referee-----	5	8	17	16	14	8	7
Municipal -----	0	2	5	8	4	4	9
Commissioner -----	0	0	3	1	9	5	5
Probate -----	0	1	1	0	0	1	3
Appellate Court -----	0	12	1	13	2	12	12
Senior and Retired -----	1	5	3	5	1	1	1
Other -----	0	4	8	4	11	4	7
TOTAL	78	344	253	283	264	294	319

B) Bias, prejudice and unfairness:		YTD	2012-13	2013-14	2014-15	2015-16	2016-17
Criminal -----	2	7	6	6	8	4	4
Circuit -----	5	12	6	1	10	8	3
Chancery -----	0	2	4	0	0	4	1
General Sessions -----	1	9	10	3	14	9	2
Juvenile -----	1	2	3	0	3	0	0
Magistrate and Referee-----	0	1	4	0	3	6	0
Municipal -----	0	0	0	1	0	0	0
Commissioner -----	0	1	0	0	0	0	0
Probate -----	0	0	0	0	0	0	0
Appellate Court -----	1	2	0	0	0	0	0
Senior and Retired -----	0	0	0	0	0	0	0
Other -----	0	0	0	0	0	0	0
TOTAL	10	35	33	11	1 38	31	10

C) Discourtesy:		YTD	2012-13	2013-14	2014-15	2015-16	2016-17
Criminal -----	0	3	4	3	2	3	4
Circuit -----	1	1	3	0	0	1	3
Chancery -----	0	0	0	0	0	1	0
General Sessions -----	0	2	4	4	4	6	8
Juvenile -----	0	0	0	0	0	0	0
Magistrate and Referee-----	0	1	3	0	0	1	1
Municipal -----	0	1	2	0	0	0	0
Commissioner -----	0	0	0	0	0	0	1
Probate -----	0	0	1	0	0	0	0
Appellate Court -----	0	0	0	0	0	0	0
Senior and Retired -----	0	0	0	0	0	0	0
Other -----	0	0	0	0	0	0	0
TOTAL	1	8	17	7	6	12	17

D) Abuse of office:	<u>YTD</u>	2012-13	2013-14	2014-15	2015-16	2016-17	
Criminal -----	3	3	0	4	1	1	0
Circuit -----	0	1	5	1	7	0	0
Chancery -----	0	0	0	2	0	1	0
General Sessions -----	3	5	9	12	9	2	4
Juvenile -----	0	1	0	0	0	0	0
Magistrate and Referee----	0	0	1	4	0	1	0
Municipal -----	0	0	0	2	0	0	0
Commissioner -----	0	0	0	2	0	0	0
Probate -----	0	0	0	0	0	0	0
Appellate Court -----	0	0	1	3	2	0	0
Senior and Retired -----	0	0	1	0	0	0	0
Other -----	0	0	0	0	1	0	0
TOTAL	6	10	17	30	20	5	4

E) Delay:	<u>YTD</u>	2012-13	2013-14	2014-15	2015-16	2016-17	
Criminal -----	3	10	9	11	16	9	11
Circuit -----	3	9	2	12	3	11	12
Chancery -----	0	1	1	1	1	0	3
General Sessions -----	1	1	4	10	2	11	3
Juvenile -----	0	0	0	0	0	0	0
Magistrate and Referee----	0	0	0	0	0	1	0
Municipal -----	0	1	0	0	1	0	1
Commissioner -----	0	0	0	0	0	0	0
Probate -----	0	0	0	1	1	0	0
Appellate Court -----	0	0	0	0	1	1	0
Senior and Retired -----	0	0	0	0	0	0	0
Other -----	0	0	0	0	0	0	0
TOTAL	6	21	16	35	25	33	30

F) Ex parte communication:	<u>YTD</u>	2012-13	2013-14	2014-15	2015-16	2016-17	
Criminal -----	0	1	1	0	1	0	1
Circuit -----	0	1	0	2	4	3	1
Chancery -----	0	0	1	2	0	0	0
General Sessions -----	0	0	5	2	0	1	0
Juvenile -----	0	0	0	0	0	0	0
Magistrate and Referee----	0	2	2	1	1	0	0
Municipal -----	0	0	0	0	0	1	0
Commissioner -----	0	0	0	0	0	0	0
Probate -----	0	0	0	0	0	0	0
Appellate Court -----	0	0	0	0	0	0	0
Senior and Retired -----	0	0	0	0	0	0	0
Other -----	0	0	1	0	0	0	0
TOTAL	0	4	10	7	6	5	2

G) Disability:		<u>YTD</u>	2012-13	2013-14	2014-15	2015-16	2016-17
Criminal -----	0	0	2	0	1	0	0
Circuit -----	0	0	0	3	0	0	0
Chancery -----	0	0	0	0	0	0	0
General Sessions -----	0	0	1	1	3	0	2
Juvenile -----	0	0	0	0	0	0	0
Magistrate and Referee----	0	0	0	0	1	0	1
Municipal -----	0	0	1	0	0	0	1
Commissioner -----	0	0	0	0	0	0	0
Probate -----	0	0	0	0	0	0	0
Appellate Court -----	0	0	0	0	0	0	0
Senior and Retired -----	0	0	0	0	0	0	0
Other -----	0	0	0	0	0	0	0
TOTAL	0	0	4	4	5	0	4

H) Political violation:			2012-13	2013-14	2014-15	2015-16	2016-17
Criminal -----	0	0	0	0	1	0	0
Circuit -----	0	0	1	3	0	0	0
Chancery -----	0	0	2	0	1	0	1
General Sessions -----	0	0	0	5	3	0	0
Juvenile -----	0	0	0	1	0	0	0
Magistrate and Referee----	0	0	0	0	0	0	0
Municipal -----	0	0	1	1	0	0	0
Commissioner -----	0	0	0	0	0	1	0
Probate -----	0	0	0	0	0	0	0
Appellate Court -----	0	0	0	5	2	0	0
Senior and Retired -----	0	0	0	0	0	0	0
Other -----	1	1	1	9	1	0	0
TOTAL	1	1	5	24	8	1	1

I) Recusal:		<u>YTD</u>	2012-13	2013-14	2014-15	2015-16	2016-17
Criminal -----	1	6	3	3	3	6	3
Circuit -----	3	6	3	3	2	10	4
Chancery -----	2	4	2	0	4	0	1
General Sessions -----	3	7	10	9	5	7	3
Juvenile -----	1	1	0	1	0	1	0
Magistrate and Referee----	1	1	0	0	1	1	0
Municipal -----	0	0	0	0	0	1	0
Commissioner -----	0	4	0	0	1	0	4
Probate -----	0	0	0	0	0	0	0
Appellate Court -----	0	0	0	0	1	3	1
Senior and Retired -----	0	0	0	0	0	0	1
Other -----	0	0	0	0	1	0	0
TOTAL	11	25	18	16	18	29	17

J Miscellaneous		<u>YTD</u>	2012-13	2013-14	2014-15	2015-16	2016-17
Criminal -----	0	0	0	1	0	0	0
Circuit -----	1	1	1	2	0	0	0
Chancery -----	0	0	0	0	0	0	0
General Sessions -----	0	0	0	3	0	0	0
Juvenile -----	0	0	0	0	0	0	0
Magistrate and Referee-----	0	0	0	0	0	0	0
Municipal -----	0	0	0	0	0	0	0
Commissioner -----	0	0	0	0	0	0	0
Probate -----	0	0	0	0	0	0	0
Appellate Court -----	0	0	0	0	0	0	0
Senior and Retired -----	0	0	0	0	0	0	0
Other -----	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1</u>	<u>1</u>	<u>1</u>
TOTAL	1	1	1	6	1	1	1

Member Voting

YTD

	D	FI	D	FI
Hon. Brandon Gibson	26	1	41	1
Edward G. Phillips	18	2	83	2
Judge Kenny Armstrong	22	0	89	2
Miles Burdine	24	1	71	4
Judge Andy Brigham	17	2	44	2
Judge Joe Fowlkes	24	1	73	1
Robert Gardner	27	1	93	5
Ronald Hickman	27	0	76	1
Chris Hodges	13	0	63	1
Thomas Lawless	2	0	32	0
Judge Christy Little	25	1	108	4
Judge Larry Logan	22	1	82	1
Judge Michael Sharp	10	0	65	0
Judge Dwight Stokes	21	0	100	1
Judge Dee Gay	9	2	58	2

D= Dismissals

FI= Full Investigations