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THE TENNESSEE BOARD OF JUDICIAL CONDUCT

511 Union Street
Suite 600
Nashville, TN 37219

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BOARD OF JUDICIAL CONDUCT

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October 15th, 2019

Judiciary Committee of the House
Representative Michael Curcio
630 Cordell Hull Building
Nashville, TN 37243

Dear Representative Curcio:

Please find enclosed the statistical report of the Board of Judicial Conduct covering filings and dispositions for the month of September, 2019, as mandated by Tenn. Code Ann. § 17-5-202.

If you have any questions or concerns, please contact me.

Sincerely,

Dee Gay
Board Chair

DDG/sp
Enclosure

**BOARD OF JUDICIAL CONDUCT
MONTHLY REPORT FOR SEPTEMBER 2019**

The number and category of complaints OPENED¹:

	<u>THIS MONTH</u>	<u>YEAR-TO-DATE</u>
A) Failure to comply with law: -----	24	67
B) Bias, prejudice and unfairness: -----	6	20
C) Discourtesy: -----	1	2
D) Abuse of office: -----	0	1
E) Delay: -----	1	5
F) Ex parte communications: -----	0	0
G) Disability: -----	0	0
H) Political violation: -----	0	1
I) Recusal: -----	1	2
J) Miscellaneous: -----	2	<u>5</u>
TOTAL	35	103

The number and category of complaints CLOSED:

	<u>THIS MONTH</u>	<u>YEAR-TO-DATE</u>
A) Failure to comply with law: -----	24	68
B) Bias, prejudice and unfairness: -----	6	19
C) Discourtesy: -----	1	2
D) Abuse of office: -----	0	1
E) Delay: -----	0	5
F) Ex parte communications: -----	0	0
G) Disability: -----	0	0
H) Political violation: -----	0	1
I) Recusal: -----	1	3
J) Miscellaneous: -----	<u>2</u>	<u>5</u>
TOTAL	34	104

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> <u>MONTH</u>	<u>YEAR-TO-DATE</u>
A) Failure to comply with law		
Dismissed, complaint about court ruling----	17	45
Dismissed, no jurisdiction -----	0	2
Dismissed, inadequate factual basis -----	7	20
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 --	<u>0</u>	<u>0</u>
TOTAL	24	68

	<u>THIS</u> <u>MONTH</u>	<u>YEAR-TO-DATE</u>
B) Bias, prejudice and unfairness:		
Dismissed, complaint about court ruling----	0	6
Dismissed, no jurisdiction -----	4	4
Dismissed, inadequate factual basis -----	2	9
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 --	<u>0</u>	<u>0</u>
TOTAL	6	19

	<u>THIS</u> <u>MONTH</u>	<u>YEAR-TO-DATE</u>
C) Discourtesy:		
Dismissed, complaint about court ruling----	0	0
Dismissed, no jurisdiction -----	0	0
Dismissed, inadequate factual basis -----	1	1
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 --	<u>0</u>	<u>0</u>
TOTAL	1	2

	<u>THIS</u> <u>MONTH</u>	<u>YEAR-TO-DATE</u>
D) Abuse of office:		
Dismissed, complaint about court ruling----	0	0
Dismissed, no jurisdiction -----	0	0
Dismissed, inadequate factual basis -----	1	1
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 ---	<u>0</u>	<u>0</u>
TOTAL	0	1

F) Ex parte communications:

THIS MONTH	YEAR-TO-DATE
Dismissed, complaint about court ruling----	0
Dismissed, no jurisdiction-----	0
Dismissed, inadequate factual basis-----	0
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
Retired complaint, no longer a judge-----	0
Suspension-----	0
Recommendation of removal from office --	0
TOTAL	0

E) Delay:

THIS MONTH	YEAR-TO-DATE
Dismissed, complaint about court ruling----	0
Dismissed, no jurisdiction-----	0
Dismissed, inadequate factual basis-----	0
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
Retired complaint, no longer a judge-----	0
Suspension-----	0
Recommendation of removal from office --	0
TOTAL	5

	<u>THIS</u> <u>MONTH</u>	<u>YEAR-TO-DATE</u>
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	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>	<u>0</u>
TOTAL	0	0

	<u>THIS</u> <u>MONTH</u>	<u>YEAR-TO-DATE</u>
H) Political violation:		
Dismissed, complaint about court ruling----	0	0
Dismissed, no jurisdiction -----	0	0
Dismissed, inadequate factual basis -----	0	1
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 --	<u>0</u>	<u>0</u>
TOTAL	0	1

	<u>THIS</u> <u>MONTH</u>	<u>YEAR-TO-DATE</u>
I) Recusal:		
Dismissed, complaint about court ruling----	1	2
Dismissed, no jurisdiction -----	0	0
Dismissed, inadequate factual basis -----	0	1
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 --	<u>0</u>	<u>0</u>
TOTAL	1	3

	<u>THIS</u> <u>MONTH</u>	<u>YEAR-TO-DATE</u>
J) Miscellaneous:		
Dismissed, complaint about court ruling----	0	0
Dismissed, no jurisdiction -----	2	5
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	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>	<u>0</u>
TOTAL	2	5