

BOARD OF JUDICIAL CONDUCT
QUARTERLY REPORT
(For the period 10/1/2022 through 12/31/2022)

The number of complaints OPENED¹ this quarter is 77. Year to date the number is 414.

The number of complaints CLOSED this quarter is 75. Year to date the number is 424.

The DISPOSITION of the complaints closed this quarter is:

	YTD (Year to Date)
Dismissed, complaint about court ruling----	29
Dismissed, no jurisdiction -----	20
Dismissed, inadequate factual basis -----	23
Dismissal with warning -----	0
Dismissal after full investigation -----	0
Deferred discipline agreement -----	0
Private reprimand -----	0
Public reprimand -----	0
Other -----	2
Retired complaint, no longer a judge -----	0
Cease and Desist Order-----	0
Suspension -----	1
Recommendation of removal from office --	0
TOTAL	75
	402

The number of complaints PENDING on the last day of this quarter is 23.

The number of complaints for which PROBABLE CAUSE WAS FOUND² this quarter is 1.
The number year to date is 9.

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

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. This Board came into existence on July 1, 2019. Therefore, there is no five-year statistical data to compare.

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. § 17-5-303 (c)(2).

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

A) Failure to comply with the law:		<u>YTD</u>
Criminal -----	7	55
Circuit -----	13	64
Chancery -----	2	15
General Sessions -----	15	70
Juvenile -----	2	15
Magistrate and Referee-----	6	17
Municipal -----	1	10
Commissioner -----	0	9
Probate -----	0	3
Appellate Court -----	3	12
Senior and Retired -----	6	8
Other -----	<u>0</u>	<u>0</u> (Non-judge, deceased judge, judge from another
TOTAL	55	278 state, etc.)

B) Bias, prejudice and unfairness:		<u>YTD</u>
Criminal -----	2	14
Circuit -----	3	13
Chancery -----	0	4
General Sessions -----	3	8
Juvenile -----	0	0
Magistrate and Referee-----	1	3
Municipal -----	1	2
Commissioner -----	0	1
Probate -----	0	0
Appellate Court -----	0	0
Senior and Retired -----	0	0
Other -----	<u>0</u>	<u>2</u>
TOTAL	10	47

C) Discourtesy:		<u>YTD</u>
Criminal -----	0	0
Circuit -----	2	4
Chancery -----	1	1
General Sessions -----	1	8
Juvenile -----	0	4
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	4	17

D) Abuse of office:		<u>YTD</u>
Criminal -----	0	1
Circuit -----	1	8
Chancery -----	0	0
General Sessions -----	0	9
Juvenile -----	0	0
Magistrate and Referee-----	0	0
Municipal -----	0	1
Commissioner -----	0	1
Probate -----	0	0
Appellate Court -----	0	0
Senior and Retired -----	0	1
Other -----	0	0
TOTAL	1	21

E) Delay:		<u>YTD</u>
Criminal -----	1	6
Circuit -----	0	4
Chancery -----	1	0
General Sessions -----	0	2
Juvenile -----	0	0
Magistrate and Referee-----	0	2
Municipal -----	0	0
Commissioner -----	0	0
Probate -----	0	0
Appellate Court -----	0	0
Senior and Retired -----	0	0
Other -----	0	0
TOTAL	2	14

F) <i>Ex parte</i> communications:		<u>YTD</u>
Criminal -----	0	1
Circuit -----	1	1
Chancery -----	0	2
General Sessions -----	1	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
TOTAL	2	5

G) Disability:		<u>YTD</u>
Criminal -----	0	0
Circuit -----	0	0
Chancery -----	0	0
General Sessions -----	0	0
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	0	0

H) Political violation:		<u>YTD</u>
Criminal -----	0	0
Circuit -----	0	0
Chancery -----	0	0
General Sessions -----	0	0
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 -----	1	2
TOTAL	1	2

D) Recusal:		<u>YTD</u>
Criminal -----	0	0
Circuit -----	1	5
Chancery -----	0	0
General Sessions -----	0	0
Juvenile -----	0	2
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	<u>1</u>
TOTAL	1	8

J) Miscellaneous:		<u>YTD</u>
Criminal -----	0	0
Circuit -----	0	1
Chancery -----	0	0
General Sessions -----	0	0
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	<u>1</u>
TOTAL	0	2

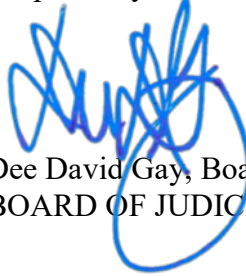
Member Voting

	D	FI	D(YTD)	FI(YTD)
Robert Wilkinson	7	2	84	3
Hon. Jeffrey Atherton	7	2	83	3
Hon. H. Allen Bray	14	1	84	1
Hon. Andrew Brigham	12	1	62	4
Hon. Valerie Smith	14	1	84	1
Edwena Crowe	14	1	84	1
Rodney Brown	6	0	21	0
William Koch Jr	20	1	106	3
Hon. Camille McMullen	8	0	18	0
Bishop Edward Stephens	8	0	18	0
Benjamin Purser Jr	20	1	106	3
Dan Springer	20	1	106	3
Terica Smith	10	0	52	0
Hon. John Whitworth	13	0	42	0

D= Dismissals

FI= Full Investigations

Respectfully submitted,

A handwritten signature in blue ink, appearing to be 'Dee David Gay', written in a cursive style.

Dee David Gay, Board Chair
BOARD OF JUDICIAL CONDUCT