

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

FILED
AUG 31 1988
COMMISSION ON
JUDICIAL CONDUCT

BEFORE THE COMMISSION ON JUDICIAL CONDUCT
OF THE STATE OF WASHINGTON

In re the Matter of)	
)	NO. 88-658 -F-11
HONORABLE ARTHUR A. BLAUVELT III,)	
Judge)	FORMAL COMPLAINT
)	
Municipal Court)	
Elma, Washington 98541)	

Pursuant to authority granted in Revised Code of Washington, Chapter 2.64 (Judicial Qualifications Commission) and the Commission on Judicial Conduct Rules, adopted April 3, 1987, and at the order of the Commission on Judicial Conduct, this Formal Complaint alleging violations by Honorable Arthur A. Blauvelt III of the Code of Judicial Conduct is filed. The background and facts of the Complaint are set forth in the following paragraphs.

Background

1. Honorable Arthur A. Blauvelt III (respondent herein) is now and at the time of the acts hereinafter mentioned, was a judge of the Municipal Court of Elma, Washington.

1 2. On May 16, 1988, respondent was sent a letter from the
2 Commission on Judicial Conduct notifying respondent of the initial
3 proceedings and the nature of the charge pursuant to CJC 6(b).

4 3. Enclosed with the above-referenced communication was a
5 statement of allegations.

6 Facts Supporting Complaint

7 On primary day in 1988, Judge Arthur A. Blauvelt III was
8 selected as a delegate to the Grays Harbor County Democratic
9 Convention. At the Grays Harbor County Democratic Convention on
10 April 23, 1988, Judge Blauvelt was selected as a delegate for Jesse
11 Jackson to the Washington State Democratic Convention.

12 Basis for Commission Action

13 The Commission has determined that probable cause exists for
14 believing that respondent has violated Canon 7(A)(1)(a), (b), (C),
15 (2), and (4) of the Code of Judicial Conduct which states as
16 follows:

17 CANON 7--A JUDGE SHOULD REFRAIN FROM POLITICAL
18 ACTIVITY INAPPROPRIATE TO HIS JUDICIAL OFFICE

19 (A) Political Conduct in General.

20 (1) A judge or candidate for election to
21 judicial should not:

22 (a) act as a leader or hold any office
23 in a political organization;

24 (b) make speeches for a political
25 organization or candidate or publicly endorse a
26 nonjudicial candidate for public office;

 (c) solicit funds for or pay an
 assessment or make a contribution to a political
 organization or nonjudicial candidate, attend
 political gatherings, or purchase tickets for
 political party dinners, or other functions,
 except as authorized in Cannon 7(A)(2);

1 (2) A judge holding an office filled by
2 public election between competing candidates or
3 candidates for such office, may attend political
4 gatherings and speak to such gatherings on his
5 own behalf or that of another judicial
6 candidate. The judge or candidate shall not
7 identify himself as a member of a political
8 party, and he shall not contribute to a political
9 party or organization.

10 (4) A judge should not engage in any other
11 political activity except on behalf of measures
12 to improve the law, the legal system, or the
13 administration of justice.

14 Notification of Right to File Written Answer

15 In accordance with CJC 7, the respondent is herewith informed
16 that he may file with the Commission a written answer to the
17 charges contained in the Complaint within fourteen (14) days after
18 the date of service. If respondent does not file a written Answer,
19 a general denial will be entered on behalf of respondent. The
20 Complaint and Answer shall be the only pleadings required.

21 DATED this 3/21 day of August, 1988.

22 COMMISSION ON JUDICIAL CONDUCT OF THE
23 STATE OF WASHINGTON

24 BY Esther Garner

25 ESTHER GARNER
Executive Director
12th and Jefferson Building
Suite 9
Olympia, Washington 98504

DDH:mm
8/25/88