

FILED

MAR 2 1990

COMMISSION ON
JUDICIAL CONDUCT

BEFORE THE COMMISSION ON JUDICIAL CONDUCT
OF THE STATE OF WASHINGTON

In re the Matter of:)
) No. 89-852
HONORABLE JOHN M. LYDEN,)
Judge of the Asotin, Garfield) STIPULATION PURSUANT TO
and Columbia County Superior) WAC 292-12-020(6)
Courts,)
)
Respondent.)

The Commission on Judicial Conduct and the Honorable John M. Lyden, Judge of the Asotin, Garfield and Columbia County Superior Courts, do hereby stipulate and agree as provided for herein.

The Commission is represented in these proceedings by Joseph S. Montecucco of Turner, Stoeve, Gagliardi & Goss, P.S., and the Honorable John M. Lyden is represented by Robert H. Whaley of Winston & Cashatt.

STIPULATION

1. That Respondent hereby stipulates that his delay in making a decision on a Motion for Reconsideration of an earlier written opinion in the matter of Columbia County Superior Court No. 88-3-00011-8, In re the Marriage of Michael Lee Fletcher, Petitioner, and Marla Jean Fletcher, Respondent, constituted a violation of Canon 3(A)(5) of the Code of Judicial Conduct because he took more than 90 days to render the decision.

2. The Commission finds that Respondent's conduct described above was a technical violation of the Code of Judicial Conduct and, although inadvertent, does constitute a violation of Canon

STIPULATION PURSUANT TO
WAC 12-020(6) - 1

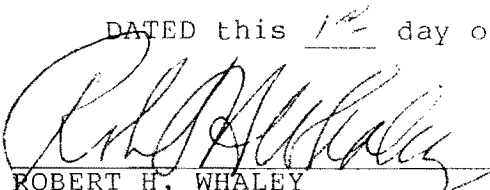
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1 3(A)(5) of the Code of Judicial Conduct. The Commission cautions
2 Respondent accordingly.

3 AGREEMENT

4 4. Respondent does hereby agree to accept admonishment as
5 described in RCW 2.64.055 and 2.64.010(1) and further agrees that
6 he will not intentionally repeat the violation in the future.

7 DATED this 1st day of March, 1990.

8 
9 ROBERT H. WHALEY
10 Attorney for Respondent


HONORABLE JOHN M. LYDEN


11 COMMISSION ON JUDICIAL CONDUCT

12 By: 
13 JOSEPH S. MONTECUCCO
14

15 ORDER OF ADMONISHMENT

16 5. Based on the foregoing Stipulation and Agreement set
17 forth herein, the Commission hereby orders and Respondent is
18 hereby admonished for violation of Canon 3(A)(5) of the Code of
19 Judicial Conduct.
20

21 DATED this 2nd day of March, 1990.

22 
23 WESLEY A. NUXOLL, Chairman
24 Commission on Judicial Conduct
25 ACTING CHAIRMAN
26

STIPULATION PURSUANT TO
WAC 12-020(6) - 2

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