

BEFORE THE COMMISSION ON JUDICIAL CONDUCT
OF THE STATE OF WASHINGTON

FILED
OCT 2 1992

COMMISSION ON

In Re the Matter of)
)
Honorable Andrew L. Monson)
North District Court)
County Courthouse, 2nd Floor)
P.O. Box 134)
South Bend, WA 98586-0134)

No. 92-1238-F- 36

STIPULATION AND
AGREEMENT PURSUANT TO
WAC 292-12-020(6) AND
ORDER OF ADMONISHMENT

The Commission on Judicial Conduct ("Commission") and the Honorable Andrew L. Monson ("Respondent"), Judge of the Pacific County North District Court, do hereby stipulate and agree as provided herein.

The Commission on Judicial Conduct is represented in these proceedings by David Akana, Commission counsel, and the Honorable Andrew L. Monson represented himself.

STIPULATION

1. On January 23, 1992, the Honorable Andrew L. Monson, Judge of the Pacific County North District Court, presided over Small Claims Cause No. 757, Art Ducharme v. Dean L. Meek. At the scheduled starting time, Plaintiff Ducharme appeared; Defendant Meek was not present. Respondent heard Plaintiff's evidence, then concluded the hearing, took the matter under advisement and continued other business. Later that day, Defendant Meek arrived. Defendant presented legal defenses, and Respondent then took the matter under advisement.

2. At hearings conducted on February 18 and 20, 1992, Respondent took further testimony from the parties on the same matter. At the close of the proceeding, Respondent

stated that he would get a decision out within a week. Respondent reached his decision on April 23, 1992, which date is more than 15 days from the end of the hearing.

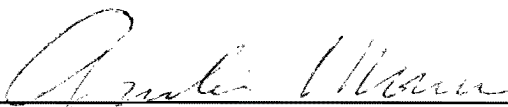
3. The Commission and Respondent stipulate that Respondent failed to make a timely decision in the above-mentioned case as required by Civil Rules for Courts of Limited Jurisdiction (CRLJ), Rule 58, which states "if the trial is by the judge, judgment shall be entered immediately after the close of the trial, unless he reserves his decision, in which event the trial shall be continued to a day certain, but no longer than 15 days."

4. The Commission and Respondent stipulate that the Respondent's conduct in failing to enter timely decisions as required by CRLJ 58 is in violation of Canon 3(A)(5) of the Code of Judicial Conduct which states: "Judges should dispose promptly of the business of the court."


AGREEMENT

5. Respondent does hereby agree to accept an admonishment as described in RCW 2.64.055 and 2.64.010(1). Respondent accepts the Commission's determination that his described conduct constitutes a violation of the Code of Judicial Conduct and agrees that he will not repeat the violation in the future.

DATED this 25th day of September, 1992.



Honorable Andrew L. Monson

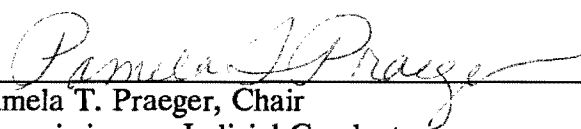


David Akana, WSBA #5523
Counsel for Commission on Judicial Conduct

ORDER OF ADMONISHMENT

Based on the above stipulation and agreement, the Commission hereby orders and Respondent is hereby admonished for violating Canon 3(A)(5) of the Code of Judicial Conduct. Respondent shall follow a corrective course of action by reviewing the provision of CRLJ 58 and govern his conduct in accordance therewith.

DATED this 2nd day of October, 1992.



Pamela T. Praeger, Chair
Commission on Judicial Conduct