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COMMISSION ON
JUDICIAL CONDUCT

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BEFORE THE COMMISSION ON JUDICIAL CONDUCT
OF THE STATE OF WASHINGTON

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|-----------------------------|---|-----------------------|
| In Re the Matter of: |) | |
| |) | |
| HONORABLE LARRY W. LARSON, |) | NO. 92-1340-F-37 |
| Judge |) | |
| Grant County Superior Court |) | STIPULATION AND ORDER |
| Division and 'C' Streets NW |) | OF REPRIMAND |
| P.O. Box 37 |) | |
| Ephrata, WA 98823-0037 |) | |
| |) | |

COMES NOW the Commission on Judicial Conduct through its attorney, Curtis M. Janhunnen, and the Honorable Larry W. Larson (Respondent), and hereby enter the following Stipulation and agree as follows:

STIPULATED FACTS

1. The Honorable Larry W. Larson was at all times discussed herein a Judge of the Grant County Superior Court. Respondent ended his term as an appointed judge on November 25, 1992. He continues to perform judicial functions as a judge pro tem.
2. On or about July 25, 1992, in Kootenai County, Idaho, the Respondent was a passenger in a boat being operated on Lake Coeur D'Alene when the boat was stopped by marine officers of the Kootenai County Sheriff's Department.

STIPULATION AND ORDER
OF REPRIMAND - 1

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1 3. During the contact by the Kootenai County marine
2 officers, the Respondent became very argumentative with the
3 officers and was nonresponsive to reasonable requests for
4 information made by the officers throughout the course of the
5 boat inspection.

6
7 4. The Respondent used abusive language to the officers
8 and attempted to pick a fight with one of them. The Respondent
9 sat in the driver's seat of the boat while the motor was
10 running and continued to remain there, even though warned by
11 the officers that his actions would be considered boating under
12 the influence.

13 5. The Respondent was arrested for being in physical
14 control of a boat while under the influence of alcohol and when
15 asked to cooperate with sobriety evaluations, refused to exhale
16 into the Alco Sensor III. He eventually did exhale into the
17 machine, registering a .20 blood alcohol on his third attempt.
18

19 6. The Respondent was eventually charged by the Kootenai
20 County Prosecuting Attorney's office with Obstructing an
21 Officer in the Performance of His Duties, and Being in Physical
22 Control of a Boat While Under the Influence of Intoxicants.

23 7. The actions of the Respondent became public knowledge
24 and widely disseminated by news media, both in Kootenai County,
25 and Grant County where the Respondent served as Superior Court
26 Judge until defeated at the election.
27

28 8. A certified alcohol agency has evaluated the
29 Respondent and recommended that he attend alcohol information
30 school and be followed for six months of monthly counseling at
31 an approved alcoholism treatment agency.
32

STIPULATION AND ORDER
OF REPRIMAND - 2

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9. The Respondent has never before been sanctioned for any violations of the Rules of Judicial Conduct by the Commission.

10. Respondent was forthright and immediately reported his conduct to the Commission, and cooperated by providing information requested by the Commission.

11. The Commission and Respondent stipulate that Respondent's conduct was a violation of Canons 1, 2 and 5 of the Code of Judicial Conduct.

AGREEMENT

Respondent does hereby agree to accept a reprimand as described in RCW 2.64.055 and RCW 2.64.010(6). Respondent accepts the Commission's determination that the described conduct constitutes a violation of the Code of Judicial Conduct.

BROWN LEWIS JANHUNEN & SPENCER
Attorneys for Commission on
Judicial Conduct

Dated: March 1, 1993

By Curtis M. Janhunen
CURTIS M. JANHUNEN, WSB #4168

Dated: March 2, 1993


Larry W. Larson
LARRY W. LARSON, Respondent
WSB #6522

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ORDER OF REPRIMAND

BASED UPON the Stipulation and Agreement set forth above, the Commission hereby ORDERS, and the Respondent is hereby REPRIMANDED for violating Canons 1, 2 and 5 of the Code of Judicial Conduct. Respondent shall complete the recommended six months of alcohol counseling (paragraph 8 above) and provide proof thereof to the Commission, including authorization for release of records, within one (1) year of the date below.

DATED this 2 day of ^{April}~~March~~, 1993.



Chair, Commission on Judicial
Conduct