

FILED

OCT 7 1994

COMMISSION ON
JUDICIAL CONDUCT

BEFORE THE COMMISSION ON JUDICIAL CONDUCT
OF THE STATE OF WASHINGTON

In Re the Matter of

Hon. Robert E. Schillberg
Judge, Snohomish County
South District Court
20520 68th Avenue W.
Lynnwood, WA 98036-7457

NO. 93-1602-F-48

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

The Commission on Judicial Conduct ("Commission") and the Honorable Robert E. Schillberg ("Respondent"), Judge of the Snohomish County South District Court, do hereby stipulate and agree as provided herein.

The Commission is represented in these proceedings by David D. Hoff, Commission counsel, and the Honorable Robert E. Schillberg represented himself.

STIPULATION

On August 20, 1993, Respondent conducted a disposition hearing in Cause No. 93-01-3556, State v. LeRoy Thomas Kelley. The defendant plead guilty to the theft of two packages of cigarettes from a Safeway store. Respondent assessed a fine of \$10, deferred \$9, and

STIPULATION AND AGREEMENT
PURSUANT TO WAC 292-12-020(6)
AND ORDER OF ADMONISHMENT - 1


gave the defendant \$1 to pay the remainder of the fine. In delivering the disposition, Respondent made remarks about health consequences of cigarette smoking and stated that the store was more culpable than the defendant charged with the Theft.


AGREEMENT

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 violations of Canons 1, 2(A), 3(A) and 3(C)(1)(a) of the Code of Judicial Conduct and agrees that he will exercise caution to avoid repeating the violation in the future.

DATED this 19th day of August, 1994.


Honorable Robert E. Schillberg


David D. Hoff, WSBA No. 99
Counsel for Commission
on Judicial Conduct

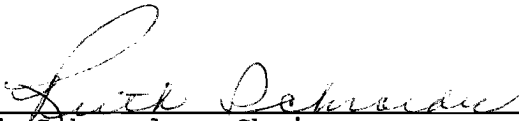

Ruth Schrader
Chair
Commission on Judicial Conduct

STIPULATION AND AGREEMENT
PURSUANT TO WAC 292-12-020(6)
AND ORDER OF ADMONISHMENT - 2

ORDER OF ADMONISHMENT

Based on the foregoing Stipulation and Agreement set forth herein, the Commission hereby orders, and Respondent is hereby ADMONISHED for violating Canons 1, 2(A), 3(A) and 3(C)(1)(a) of the Code of Judicial Conduct. Respondent shall exercise caution to avoid repeating the violation in the future.

DATED this 7th day of October, 1994.



Ruth Schroeder, Chair
Commission on Judicial Conduct