

BEFORE THE COMMISSION ON JUDICIAL CONDUCT  
OF THE STATE OF WASHINGTON

FILED  
OCT 2 1992

In re the Matter of	)	
	)	No. 92-1259-F-30
HON. RALPH G. TURCO	)	
Judge	)	STIPULATION PURSUANT
Tacoma Municipal Court	)	TO WAC 292-12-020(6)
Tacoma, Washington 98402	)	
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COMMISSION ON  
JUDICIAL CONDUCT

The Commission on Judicial Conduct and the Honorable Ralph G. Turco, Judge of the Tacoma Municipal Court, do hereby stipulate and agree as provided for herein.

The Commission on Judicial Conduct is represented in these proceedings by Mary Alice Theiler of Theiler Douglas Drachler & McKee, and the Honorable Ralph G. Turco is represented by Kurt M. Bulmer.

STIPULATION

1. On March 9, 1992, the Hon. Ralph G. Turco, Judge of the Tacoma Municipal Court, presided over Cause No. 927094, City of Tacoma v. Anthony J. Maggerise. The defendant, Anthony J. Maggerise, was charged with committing the traffic infraction of speeding, and was present in court to contest the charges. The police officer who signed the infraction was not in court.

2. When the case was called, Mr. Maggerise came forward. He stated that he disputed the charge that he was speeding. The sworn statement of the officer stated that Mr. Maggerise was speeding. Judge Turco asked Mr. Maggerise if he had a coin. When he stated that he did not, one was produced by a third party. Judge Turco

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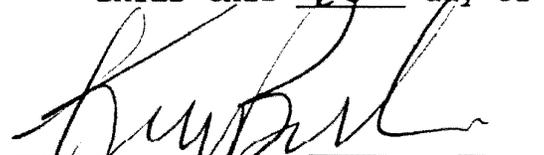
instructed the third party to toss the coin, which was done. Judge Turco instructed Mr. Maggerise to call the coin toss, which he did. Judge Turco then indicated that Mr. Maggerise had lost the call. Judge Turco then entered a finding that Mr. Maggerise had committed the infraction and imposed a fine of \$20.00.

3. Respondent stipulates that while serving in his capacity as Municipal Court Judge of Tacoma, Washington, he did commit acts of judicial misconduct contrary to Canons 1, 2(A), 3(A)(1), 3(A)(2), 3(A)(3) and 3(A)(4) of the Code of Judicial Conduct.

**AGREEMENT**

4. Respondent does hereby agree to accept a Censure as described in RCW 2.64.055 and 2.64.010(2). Respondent further agrees that he will not intentionally repeat the violation in the future.

DATED this 28<sup>th</sup> day of JULY, 1992.

  
KURT M. BULMER WSBA #5559  
Attorney for Respondent

  
HONORABLE RALPH G. TURCO

  
MARY ALICE THEILER WSBA #6501  
Attorney for Commission on  
Judicial Conduct

**ORDER OF CENSURE**

Based on the foregoing Stipulation and Agreement set forth

herein, the Commission hereby orders, and Respondent is hereby Censured for violating Canons 1, 2(A), 3(A)(1), 3(A)(2), 3(A)(3) and 3(A)(4) of the Code of Judicial Conduct. Such conduct detrimentally affects the integrity of the judiciary and undermines public confidence in the administration of justice. Respondent shall follow a corrective course of action by reviewing the provisions of the Code of Judicial Conduct and the District Court Traffic Infraction Rules, and govern his future conduct in accordance therewith.

DATED this 2<sup>nd</sup> day of October, 1992.

  
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PAMELA T. PRAEGER, Chair  
COMMISSION ON JUDICIAL CONDUCT