DICIAL CONDUCT

### BEFORE THE COMMISSION ON JUDICIAL CONDUCT OF THE STATE OF WASHINGTON

In re the Matter of:

East Division

The Hon. Mary Ann Ottinger

Judge, King County District Court

No. 3811-F-110

### CERTIFICATE AND ORDER OF COMPLETION

The Commission on Judicial Conduct, pursuant to CJCRP 29(b), has considered information submitted by the Honorable Mary Ann Ottinger, Judge of the King County District Court, East Division. Based on the information considered and attached and incorporated herein, the Commission certifies that Judge Ottinger has satisfactorily completed the terms and conditions of training required under section III Agreement, paragraphs 4 and 5 of the Stipulation, Agreement and Order of Censure of June 18, 2004, in CJC No. 3811-F-110.

Date this <u>23rd</u> day of <u>September</u>, 2005.

Mariánne Connelly, Chair Commission on Judicial Conduct

**CERTIFICATE AND ORDER OF COMPLETION - 1** 



Serving Justice Through Judicial Education

# This certificate is awarded to MARY ANN OTTINGER

## In recognition of faithful completion of Handling the Criminal Case



In witness whereof this certificate has been signed by the Chair of the Board of Trustees and the President of The National Judicial College at the University of Nevada, Reno.

September 23, 2004

sinter Hay Ja.

William F. Dressel, President

LAW OFFICES OF
ALLEN, HANSEN & MAYBROWN, P.S.

DAVID ALLEN RICHARD HANSEN TODD MAYBROWN MARIA FERNANDA TORRES ONE UNION SQUARE

500 UNIVERSITY STREET

SUITE 3020

SEATTLE, WASHINGTON 98101

TELEPHONE 205-447-955: FAX 205-447-0559 www.ahmiewyars.com

June 15, 2005

sent by mail and faxed to 360-586-2918

J. Reiko Callner Senior Investigative Officer Commission on Judicial Conduct P.O. Box 1817 Olympia, WA 98507

Re: Judge Mary Ann Ottinger, CJC File No. 3811-F-110

Dear Ms. Callner:

I wanted to provide you with additional information with regard to Judge Ottinger's counseling sessions with Dr. Harris. Dr. Harris has met with Judge Ottinger on several occasions. I have provided him with the redacted statements you sent me. He also has a copy of the Stipulation. Dr. Harris is conducting one-on-one sessions with Judge Ottinger. He is working with her on her management style and also on the process of interacting with staff members in a sensitive manner.

As you know, Judge Ottinger never stipulated to "intemperate treatment of court staff." Paragraph 6 from page 3 of the Stipulation, Agreement and Order of Censure provides:

The Commission has information that it believes would tend to prove that Respondent violated Cannon 3(A)(3) in her intemperate treatment of court staff members. Respondent denies this occurred. Both parties agree, in lieu of litigating the matter, that Respondent shall undergo management training as provided herein.

Paragraph 5 from page 6 of the Stipulation only requires Judge Ottinger to "address her management practices." With this in mind, while she does not concede that her interactions with staff members were "intemperate," she is nevertheless working to improve her management skills so that hopefully there will be no future problems or misunderstandings with her staff.

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It is my view that this will be the most efficient and effective management counseling (you will note that there is an apparent conflict between page 3, paragraph 6, which provides for management "training" and page 6, paragraph 5, requiring "counseling") option. Our other option was to have Judge Ottinger attend a generic, non-judicial, management seminar. It seemed to us that one-on-one counseling with Dr. Harris would be more focused on the actual issues, rather than utilizing a seminar dealing with more general issues of management training.

I hope that this is sufficient for the CJC to approve Dr. Harris' counseling Judge Ottinger in order to satisfy requirements of the Stipulation.

Yours very truly,

David Allen Lawyer

DA:spc Encl.

cc: Honorable Mary Ann Ottinger

#### Mary Ann Ottinger PMB 2684 1420 NW Gilman Blvd., Suite 2 Issaquah, WA 98027

July 19, 2005

Mr. Barrie Althoff
Executive Director
Commission on Judicial Conduct
P.O. Box 1817
Olympia, WA 98507

Re: 3811-F-110

Dear Mr. Althoff:

Pursuant to paragraph III (5) of the Stipulation and Order entered June 18, 2004 in the above matter, I hereby certify that I have actively engaged in counseling to address my management practices. I have met individually with Dr. G. Christian Harris for a total of four hours to address these issues.

Very truly yours,

Judge Mary Ann Ottinger

Cc: David Allen, Attorney at Law