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

In Re the Matter of

The Honorable Tracy S. Flood
Judge of the Bremerton Municipal Court

CJC NO. 11005-F-204

**ORDER SETTING ADDITIONAL
REVIEW HEARING**

On April 16, 2024, at 10:00 am, a review hearing was conducted via Zoom as previously ordered on March 7, 2024. Respondent’s Counsels Vonda Sargent and Steve Fury, Disciplinary Counsel Raegen Rasnic, Commission Case Manager Aimee Baldoz, Commission Executive Director J. Reiko Callner, and Presiding Officer Judge Erik Price attended the review hearing.

The Presiding Officer requested an overview of what had transpired since the previous hearing. At that point, Mr. Fury requested that the hearing be closed (unrecorded) in order to facilitate a disclosure of Respondent’s personal medical information.

The Presiding Officer conducted an analysis under *State v. Bone-Club*, 128 Wn.2d 254 (1995) and determined that a partial closure of the Zoom review hearing was appropriate. The Presiding Officer determined that Respondent had a compelling interest in the privacy of her personal medical information; ascertained that no one present objected to the closure; and that partial closure of the scheduling hearing was the least restrictive means available for protecting the Respondent’s interests and the interests of the public in an open hearing. Thereafter, the recording of the hearing was paused at 10:05 am. The details of the Respondent’s ongoing medical concerns were discussed during the closure, as well as proposals for the administration of this ongoing case.

At 10:14 am, the recording resumed. The Presiding Officer recited, in general terms, what occurred during the closure, including that Mr. Fury had explained Respondent’s personal

1 medical information that was available to him. Mr. Fury and Ms. Sargent then notified the
2 Presiding Officer and Disciplinary Counsel that they will be withdrawing from their
3 representation of Respondent and expect to file their notices of withdrawal later this week. In
4 response, Disciplinary Counsel requested that another review hearing be promptly scheduled in
5 order to keep the matter moving forward. Mr. Fury indicated that Respondent was generally
6 most available on Wednesday afternoons.

7 Based on the foregoing, it is hereby ORDERED that

- 8 1. A review hearing shall be conducted at 1:30 pm on Wednesday, May 8, 2024, via
9 Zoom.
- 10 2. Any request related to this date shall be made at least 48 hours in advance by
11 written motion.

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14 DATED this 17th day of April, 2024.

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17 /s/ Erik Price
18 Judge Erik Price
19 Presiding Officer
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