

# JUDICIAL CONDUCT BOARD

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Steven A. Adler, Esq.  
Chair

April 21, 2015

## Closure Report of the Vermont Judicial Conduct Board

Re: Docket No. 15.013

Complainant alleges that approximately two years earlier, a Judge improperly granted an *ex parte* request for a temporary order against Complainant, even though the Judge had recused himself from a prior, unrelated case also involving Complainant. He speculates that the Judge may have shown bias by granting the temporary order although no explanation is offered for the delay in filing the instant complaint. If an ethical violation had been found, this would have been a violation of Canon 3(E).

The Judicial Conduct Board conducted an initial inquiry. It revealed that subsequent to the *ex parte* order, Complainant filed a motion to recuse the judge which was granted. Thus, the Judge's participation was limited to granting an emergency order and thereafter granting the recusal motion. To the extent the Complaint alleges ethical impropriety or a violation of the Code of Judicial Conduct, the Board has determined that the Complaint is unfounded and there is no cause for further proceedings. *Rules of the Supreme Court for the Disciplinary Control of Judges*, Rule 11.

The Complaint in Docket No. 15.013 is DISMISSED.

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A handwritten signature in black ink, appearing to read "Steven A. Adler".

By: Steven A. Adler