

STATE OF NEW YORK  
COMMISSION ON JUDICIAL CONDUCT

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In the Matter of the Proceeding  
Pursuant to Section 44, subdivision 4,  
of the Judiciary Law in Relation to

**WILLIAM ALTON,**

**STIPULATION**

a Justice of the Kortright Town Court,  
Delaware County.

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THE FOLLOWING IS HEREBY STIPULATED by and between Robert H. Tembeckjian, Administrator and Counsel to the Commission on Judicial Conduct (hereinafter "Commission"), William Alton, the respondent in this proceeding, and his attorney Michael A. Jacobs, Esq.

This Stipulation is presented to the Commission in connection with a formal proceeding pending against respondent.

1. Respondent has been a Justice of the Kortright Town Court since November 1997. He is not an attorney.
2. Respondent is the only judge of the Kortright Town Court and from October 2000 to August 2003, he had no court clerk.
3. Respondent was served with a Formal Written Complaint, dated May 24, 2004, containing two charges, which alleged that from November 1997, through November 2003, respondent failed to dispose of numerous cases, failed to deposit certain court funds in a timely manner, failed to report dispositions of traffic cases to the

Department of Motor Vehicles as required, and failed to maintain a cashbook. In addition, it was also alleged that respondent failed to cooperate with the Commission, in that he failed to respond to three letters from the Commission during its investigation of his conduct.

4. Respondent submitted a verified Answer, admitting in part and denying in part the allegations of the Formal Written Complaint, and offering various defenses and mitigating factors.

5. A hearing was scheduled to commence before a referee, Bruno Colapietro, Esq., on September 16, 2005.

6. Respondent's current term of office expires on December 31, 2005. Respondent hereby affirms that he will not seek re-election and will vacate his office when his term expires on December 31, 2005.

7. Respondent also affirms that he will neither seek nor accept judicial office at any time in the future.

8. All parties to this Stipulation respectfully request that in light of the forgoing, the Commission close the pending matter based upon this Stipulation.

9. Respondent waives confidentiality as provided by Section 45 of the Judiciary Law to the limited extent that this Stipulation will be made public if accepted by the Commission.

Dated: 9/9/05 Hon Wm Alton  
Honorable William Alton  
Respondent

Dated: 9/9/05 Michael A. Jacobs  
Michael A. Jacobs, Esq.  
Attorney for Respondent

Dated: 9/13/05 Robert H. Tembeckjian  
Robert H. Tembeckjian, Esq.  
Administrator & Counsel to the Commission  
(Cathleen S. Cenci, Of Counsel)