

STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT

In the Matter of the Investigation of Complaints
Pursuant to Section 44, subdivision 1 and 2,
of the Judiciary Law in Relation to

ARLENE M. BROWN,

STIPULATION

a Justice of the Bennington Town Court,
Wyoming County.

IT IS HEREBY STIPULATED AND AGREED by and between Robert H. Tembeckjian, Administrator and Counsel to the Commission on Judicial Conduct, and the Honorable Arlene M. Brown, as follows:

1. Judge Brown served as Bennington Town Justice from January 1, 2008 to May 29, 2014. She is not an attorney.
2. In 2013 and 2014, the Commission opened investigations of complaints containing allegations that Judge Brown engaged in misconduct in violation of the Rules Governing Judicial Conduct. In particular, it was alleged that she (1) failed to maintain high standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; (2) failed to avoid impropriety and the appearance of impropriety, in that she failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity and impartiality of the judiciary, in violation of Section 100.2(A) of the Rules; (3) failed to perform the duties of judicial office impartially and diligently, in that she failed to be faithful to the law and maintain professional competence in it, in violation of Section

100.3(B)(1) of the Rules, and (4) failed to perform the duties of judicial office impartially and diligently, in that she failed to accord every person who has a legal interest in a proceeding the right to be heard according to law, in violation of Section 100.3(B)(6) of the Rules; and (5) failed to disqualify herself in proceedings in which her impartiality might reasonably be questioned, in violation of Section 100.3(E)(1)(d)(i) of the Rules.

3. Judge Brown submitted her resignation as Bennington Town Justice by letter dated May 29, 2014, addressed to a supervising judge, Town of Bennington officials, and the Wyoming County Board of Elections. Judge Brown's resignation became effective on the date of the letter. A copy of the resignation letter is appended as Exhibit 1.

4. Pursuant to Section 47 of the Judiciary Law, the Commission has 120 days from the date of a judge's resignation to complete proceedings, and if the Commission determines that the judge should be removed from office, file a determination with the Court of Appeals.

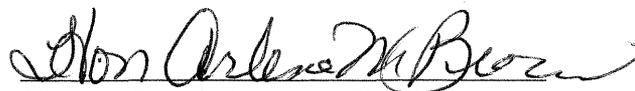
5. Judge Brown affirms that she will neither seek nor accept judicial office at any time in the future.

6. Judge Brown understands that should she hold any judicial position at any time, the Commission's investigation of the complaint against her will be revived and the matter will proceed.

7. Upon execution of this Stipulation by the signatories below, this Stipulation will be presented to the Commission with the joint recommendation that the matter be concluded, by the terms of this Stipulation, without further proceedings.

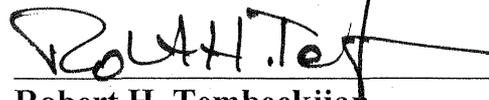
8. Judge Brown waives confidentiality as provided by Section 45 of the Judiciary Law, to the extent that (1) this Stipulation will be made public upon being signed by the signatories below, and (2) the Commission's Decision and Order regarding this Stipulation will become public.

Dated:


Honorable Arlene M. Brown

Dated:

6/19/2014


Robert H. Tembeckjian

Administrator and Counsel to the Commission
(David M. Duguay, Of Counsel)

EXHIBIT 1

29 May 2014

Judge Mohan
Ellen Grant
Tina Metz
Dave DiMatteo
Board of Elections

I Arlene M Brown, Justice for Town of Bennington N.Y. am writing this letter to let it be known that I am resigning my position as Town Justice immediately effective 29 day of May 2014 @ 6:38 pm .

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Hon. Arlene M. Brown". The signature is written in black ink and is positioned above the printed name.

Hon. Arlene M. Brown