

STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT

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

VERIFIED ANSWER

JUNE P. CHAPMAN,

A Justice of the Ellicottville Town Court,
Cattaraugus County.

JUNE P. CHAPMAN, by and through her attorneys, HOGANWILLIG, PLLC, as and for her Answer to the Formal Written Complaint, hereby alleges as follows:

1. ADMITS the allegations contained in paragraphs 4, 6, 23, 27, 29, 37, and 38 of the Formal Written Complaint.

2. DENIES the allegations contained in paragraphs 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 24, 25, 26, 28, 30, 31, 32, 34, 35, 39, 40, and 41 of the Formal Written Complaint.

3. DENIES that she has knowledge or information sufficient to form a belief as to the allegations contained in paragraphs 1, 2, 3, 33 and 36 of the Formal Written Complaint.

4. JUNE P. CHAPMAN denies each and every allegation not otherwise admitted herein.

AS AND FOR A FIRST DEFENSE

5. The Formal Written Complaint fails to state a cause of action for which relief may be granted.

AS AND FOR A SECOND DEFENSE

6. JUNE P. CHAPMAN is not subject to the jurisdiction of this Court as she was never properly served with the Formal Written Complaint.

AS AND FOR A THIRD DEFENSE

7. This action is barred by the applicable statute of limitations.

EXHIBIT 2

HOGANWILLIG
Attorneys at Law

ONE JOHN JAMES AUDUBON PARKWAY SUITE 210 AMHERST, NEW YORK 14228-1169
Phone (716)636-7600 (800)636-5255 Fax (716)636-7606 www.hoganandwillig.com

AS AND FOR A FOURTH DEFENSE

8. The specified conduct complained of in the Formal Written Complaint is neither improper nor unethical.

WHEREFORE, JUNE P. CHAPMAN demands:

- A. Judgment dismissing the Formal Written Complaint as against her in its entirety with costs and disbursements of this action;
- B. Together with such other and further relief as this Court may deem just, proper, and equitable.

Dated: March 27, 2008.




DIANE R. TIVERON, ESQ.
HOGANWILLIG, PLLC
Attorneys for JUNE P. CHAPMAN
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TO: Robert E. Tembeckjian, Esq.
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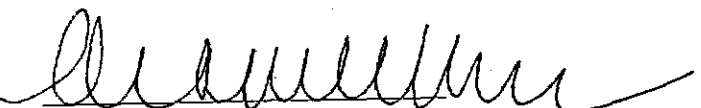
VERIFICATION

STATE OF NEW YORK)
) SS:
COUNTY OF CATTARAUGUS)

JUNE P. CHAPMAN, being duly sworn says: I am the Respondent in the action herein; I have read the annexed Verified Answer, know the contents thereof and the same is true to my knowledge, except those matters therein which are stated to be alleged on information and belief, and as to those matters I believe them to be true.


JUNE P. CHAPMAN

Sworn to before me this 27
day of March, 2008.


Notary Public

DIANE R. TIVERON
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN NIAGARA COUNTY
COMMISSION EXPIRES APR. 30, 2010

CLIENT CERTIFICATION

I, **JUNE P. CHAPMAN**, HEREBY CERTIFY, under penalty of perjury, that I have carefully read and reviewed the annexed document and that all information contained in the document is true and accurate in all respects to the best of my knowledge and understanding.

I FURTHER CERTIFY, under penalty of perjury, that neither my attorney nor anyone acting on my attorney's behalf, was the source of any of the information contained in the annexed document; that I provided all of the information contained in the annexed document to my attorney; and that I understand that my attorney, in executing the Attorney Certification required by 22 NYCRR Section 202.16(e), is relying entirely upon the information provided by me and upon my certification that all such information is true and accurate.

I FURTHER CERTIFY that the annexed document includes all information which I provided to my attorney which is relevant to such document and that my attorney has not deleted, omitted or excluded any such information.

Dated: March 27, 2008


JUNE P. CHAPMAN

ATTORNEY CERTIFICATION

I, **DIANE R. TIVERON, ESQ.**, certify that to the best of my knowledge, information and belief, formed after an inquiry reasonable under the circumstances, certify that the presentation of the foregoing paper or the contentions therein are not frivolous as defined in subsection (c) of Section 130-1.1 of the Rules of the Chief Administrator of the Courts.

Dated: March 27, 2008


DIANE R. TIVERON, ESQ.