

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

**ROY M. DUMAR,**

**STIPULATION**

a Justice of the Mohawk Town Court,  
Montgomery 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"), Roy M. Dumar, the respondent in this proceeding, and his attorney Robert E. Abdella, Esq.

1. This Stipulation is presented to the Commission in connection with a formal proceeding pending against respondent.
2. Respondent has been a Justice of the Mohawk Town Court since September 1999. He is not an attorney.
3. On June 21, 2005, respondent was served with a Formal Written Complaint, containing two charges, alleging that between September 2002 and September 2004, respondent repeatedly asserted his judicial office in communications with police officers, other judges and court personnel in his own and other courts, in attempting to further his own and his wife's criminal complaints against her ex-husband and sister-in-law, and in related civil matters. The Complaint further alleged that from on

or about March 31, 2004, to on or about September 3, 2004, respondent improperly lent the prestige of judicial office in connection with his and his wife's personal disputes with her former husband, notwithstanding that respondent was on notice that such conduct was improper, in that the Commission instituted proceedings against him on February 11, 2004, culminating in a determination dated May 18, 2004, that he be publicly censured for invoking his judicial office in connection with a private dispute. Respondent submitted an Answer dated August 9, 2005.

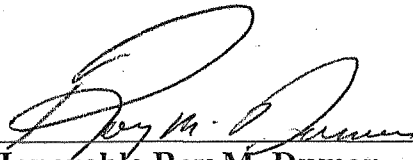
4. Respondent tendered his resignation, dated September 7, 2005, effective October 15, 2005, and affirms that he will neither seek nor accept judicial office at any time in the future. A copy of respondent's letter of resignation is attached to this Stipulation.

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


6. All parties to this Stipulation respectfully request that the Commission close the pending matter based upon this Stipulation.

7. 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.

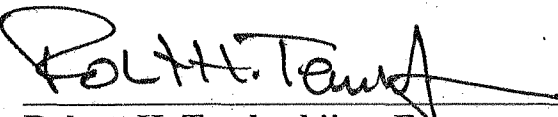
Dated: 9/13/05

  
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**Honorable Roy M. Dumar**  
Respondent

Dated: 9/13/05

  
\_\_\_\_\_  
**Robert E. Abdella, Esq.**  
Attorney for Respondent

Dated: 9/14/05

  
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**Robert H. Tembeckjian, Esq.**  
Administrator & Counsel to the Commission  
(Cathleen S. Cenci, Of Counsel)


September 7, 2005

To. Chief Administrator of the Courts

From. Roy M. Dumar

Subject: Position of Town Justice, Town of Mohawk

Please accept this as notification of my resignation from position of Town Justice, Town of Mohawk effective October 15, 2005.



Roy M. Dumar

cc. File

Cathleen S. Cenci, Chief Attorney

Karen A. Ford, Town Clerk, Town Of Mohawk