

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

DOUGLAS E. GARDNER,

a Justice of the Manheim Town Court,  
Herkimer County.

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**DECISION  
AND  
ORDER**

THE COMMISSION:

Joseph W. Belluck, Esq., Chair  
Paul B. Harding, Esq., Vice Chair  
Jodie Corngold  
Honorable John A. Falk  
Taa Grays, Esq.  
Honorable Leslie G. Leach  
Honorable Angela M. Mazzarelli  
Honorable Robert J. Miller  
Marvin Ray Raskin, Esq.  
Akosua Garcia Yeboah

APPEARANCES:

Robert H. Tembeckjian (Cathleen S. Cenci and S. Peter Pedrotty, Of Counsel)  
for the Commission

Douglas E. Gardner, pro se

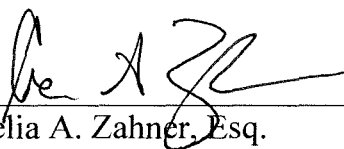
The matter having come before the Commission on March 12, 2020; and  
the Commission having before it the Stipulation dated February 3, 2020; and respondent  
having been served with a Formal Written Complaint dated December 9, 2019; having

filed an undated Answer; having tendered his resignation from the Manheim Town Court by letter dated January 22, 2020, effective February 12, 2020; and having affirmed that he will neither seek nor accept judicial office at any time in the future; and respondent having waived confidentiality as provided by Judiciary Law Section 45 to the extent that the Stipulation will become public upon being signed by the signatories and that the Commission's Decision and Order regarding the Stipulation will become public; now, therefore, it is

DETERMINED, on the Commission's own motion, that the Stipulation is accepted and that the pending matter is concluded, by the terms of the Stipulation, subject to being revived according to the terms of the Stipulation; and it is

SO ORDERED.

Dated: March 13, 2020

  
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Celia A. Zahner, Esq.  
Clerk of the Commission  
New York State  
Commission on Judicial Conduct