

STATE OF NEW YORK  
COMMISSION ON JUDICIAL CONDUCT

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

DONALD G. LUSTYIK,

a Justice of the Norfolk Town Court,  
St. Lawrence 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.  
Richard A. Stoloff, Esq.  
Akosua Garcia Yeboah

APPEARANCES:

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

Pease and Gustafson LLP (by Eric J. Gustafson) for Judge Lustyik

The matter having come before the Commission on October 25, 2018; and  
the Commission having before it the Stipulation dated October 9, 2018; and Judge

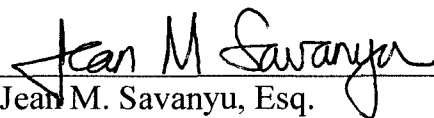
Lustyik having tendered his resignation by letter dated September 30, 2018, having affirmed that he will vacate his judicial office on or before October 31, 2018 and that he will neither seek nor accept judicial office at any time in the future, and having waived confidentiality as provided by Judiciary 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 with respect thereto 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.

Mr. Stoloff was not present.

Dated: October 26, 2018

  
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Jean M. Savanyu, Esq.  
Clerk of the Commission  
New York State  
Commission on Judicial Conduct