

STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT

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

JOSEPH G. MAKOWSKI,

a Justice of the Supreme Court,
Erie County.

DECISION
AND
ORDER

THE COMMISSION:

Honorable Thomas A. Klonick, Chair
Stephen R. Coffey, Esq., Vice Chair
Joseph W. Belluck, Esq.
Richard D. Emery, Esq.
Paul B. Harding, Esq.
Elizabeth B. Hubbard
Marvin E. Jacob, Esq.
Honorable Jill Konviser
Nina M. Moore
Honorable Karen K. Peters
Honorable Terry Jane Ruderman

APPEARANCES:

Robert H. Tembeckjian (John J. Postel, Of Counsel) for the Commission

Harris Beach PLLC (by Richard T. Sullivan) for Judge Joseph G. Makowski

The matter having come before the Commission on June 17, 2009; and the
Commission having before it the Stipulation dated May 21, 2009; and Judge Makowski


having resigned from judicial office by letter dated February 20, 2009, effective March 5, 2009, and having affirmed that he will neither seek nor accept judicial office or a position as a Judicial Hearing Officer in the future, and having waived confidentiality as provided by Judiciary Law §45 to the limited extent that the Stipulation will be made public if accepted by the Commission; now, therefore, it is

DETERMINED, on the Commission's own motion, that the Stipulation is accepted and that the pending matter closed based upon the Stipulation; and it is

SO ORDERED.

Mr. Belluck and Mr. Jacob were not present

Dated: June 18, 2009



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