

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

TERRENCE C. O'CONNOR

A Judge of the New York City Civil Court,
Queens County.

**AGREED
STATEMENT OF FACTS**

Subject to the approval of the Commission on Judicial Conduct
("Commission"):

IT IS HEREBY STIPULATED AND AGREED by and between
Robert H. Tembeckjian, Esq., Administrator and Counsel to the Commission, and
Honorable Terrence C. O'Connor ("Respondent"), who is represented in this
proceeding by Joseph V. DiBlasi, Esq., that further proceedings are waived and that the
Commission shall make its determination upon the following facts, which shall
constitute the entire record in lieu of a hearing.

1. Respondent was admitted to the practice of law in New York in
1977. He has been a Judge of the New York City Civil Court, Queens County, since
2009. Respondent's current term expires December 31, 2018.

2. Respondent was served with a Formal Written Complaint dated
December 5, 2012, a copy of which is appended as Exhibit 1. He enters into this Agreed
Statement of Facts in lieu of filing an Answer.

As to Charge I

3. From January 1, 2009, when he first became a full-time judge, to on or about January 17, 2012, Respondent continued to serve as a court-appointed fiduciary in several cases, notwithstanding that he needed but neither sought nor obtained the approval of the Chief Administrator of the Courts because he was a full-time judge and the individuals for whom he was serving as a fiduciary were not his family members.

Matter of Victoria Tucker

4. In or about 2005 or 2006, Respondent was appointed by court order to serve as guardian for Victoria Tucker, an incapacitated person.

5. From January 1, 2009, to on or about February 15, 2011, Respondent continued to serve as court-appointed guardian for Ms. Tucker, notwithstanding that he was a full-time judge, that Ms. Tucker was not a member of his family, and that he did not seek or obtain the approval of the Chief Administrator of the Courts.

6. After Ms. Tucker's death in or about 2007, Respondent, in his capacity as guardian, unnecessarily delayed filing a final accounting. The executor of Ms. Tucker's estate moved to compel an accounting, and on or about April 13, 2010, a court order was issued directing Respondent to file a final accounting within 45 days. On or about December 20, 2010, Respondent filed a final accounting.

7. On or about February 15, 2011, an order was signed settling the final account and releasing Respondent as guardian.

8. Respondent received the following fees for his work in the *Tucker* matter: \$567.16 on September 15, 2004; \$4,179.29 on November 30, 2005; and \$48,000 pursuant to the February 15, 2011 order settling the final account.

Matter of Cordell Murray

9. In or about 2002 or 2003, Respondent was appointed by court order to serve as guardian for Cordell Murray, a disabled individual.

10. From January 1, 2009, to on or about December 9, 2011, Respondent continued to serve as court-appointed guardian for Cordell Murray, notwithstanding that he was a full-time judge, that Mr. Murray was not a member of his family, and that he did not seek or obtain the approval of the Chief Administrator of the Courts.

11. On three occasions after becoming a full-time judge -- in 2009, in or about May 2010 and in or about October 2010 -- Respondent, in his capacity as guardian, traveled to Florida to visit Cordell Murray, who resides there. Respondent's expenses for each of the trips were paid from the financial assets of Cordell Murray.

12. To date, Respondent has received the following fees for his work in the *Murray* matter: \$3,707.86 on December 5, 2005; \$3,445.07 on June 8, 2007; and \$1,994.21 on May 19, 2009.

13. On or about December 9, 2011, Respondent was replaced as guardian, and Michael G. Sileo, Esq., is preparing a final accounting in this matter.

Matter of Anthony Aboussouan

14. In or about May 2004, Respondent was appointed by court order to be the trustee of a supplemental needs trust for Anthony Aboussouan, an incapacitated person. Mr. Aboussouan died shortly after Respondent's appointment.

15. From on or about January 1, 2009, through in or about 2012, Respondent continued to serve as court-appointed trustee of Mr. Aboussouan's trust, notwithstanding that he was a full-time judge, that Mr. Aboussouan was not a member of his family, and that he did not seek or obtain the approval of the Chief Administrator of the Courts.

16. Subsequent to Respondent's becoming a judge, the City of New York filed a lien against the trust. On several occasions, Respondent communicated with the City's attorneys, in his capacity as trustee, with regard to the lien, and did so at times from the court facilities to which he was assigned as a full-time judge.

17. On January 17, 2012, the court ordered Respondent to file a final accounting.

18. Michael G. Sileo, Esq., is in the process of completing the final accounting.

19. To date, Respondent has not received any fees for his work in the *Aboussouan* matter.

20. By reason of the foregoing, Respondent should be disciplined for cause, pursuant to Article 6, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that Respondent failed to uphold the integrity

and independence of the judiciary by failing to maintain high standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; failed to avoid impropriety and the appearance of impropriety, in that he failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity and impartiality of the judiciary, in violation of Section 100.2(A) of the Rules; and failed to so conduct his extra-judicial activities as to minimize the risk of conflict with judicial obligations, in that he engaged in extra-judicial activities that were incompatible with judicial office, in violation of Section 100.4(A)(3) of the Rules, and improperly served as fiduciary for non-family members, without seeking or obtaining the approval of the Chief Administrator of the Courts, in violation of Section 100.4(E)(1) of the Rules.

As to Charge II

21. In 2002, Washington Mutual Bank commenced a foreclosure action against Respondent as to his primary residence. In 2008, the bank's motion for summary judgment was denied. In 2009, the Appellate Division, Second Department, reversed. In 2010, JP Morgan Chase was substituted as the petitioner. The matter is still pending. In essence, the parties dispute the amount that Respondent is required to pay on a monthly basis, and Respondent has been withholding that portion of the payment which he contests.

22. On or about May 30, 2003, August 20, 2003, May 17, 2005, and May 16, 2007, Respondent filed applications and re-registration applications with the Office of Court Administration, pursuant to Part 36 of the Rules of the Chief Judge, seeking to

become eligible to receive fiduciary appointments. Copies of the pertinent page of each application are appended as Exhibit 2, Exhibit 3, Exhibit 4 and Exhibit 5, respectively.

23. On each of the applications, Respondent responded “No” to question 14(f), which on each application reads as follows:

HAVE YOU EVER BEEN, OR ARE PROCEEDINGS PENDING IN WHICH YOU MAY BE,

* * *

f. found liable for unpaid money judgments, liens or judgments of foreclosure?

[Emphasis in original.]

24. At the time he filed each of the applications, Respondent knew that he was a defendant in a foreclosure proceeding concerning his residence and that he may have been found liable in that proceeding. Respondent notes that the pertinent question on the application contained 11 subquestions, and he represents that (A) he did not read the pertinent part of the form carefully and (B) he thought the question pertained only to past findings of liability, not possible future findings of liability.

25. After filing each application, Respondent was appointed as a fiduciary by the courts of New York State in numerous cases.

26. By reason of the foregoing, Respondent should be disciplined for cause, pursuant to Article 6, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that Respondent engaged in conduct that reflects adversely on his qualifications and fitness to perform the duties of a judge and is prejudicial to the administration of justice; failed to uphold the integrity and independence of the judiciary by failing to maintain high standards of conduct so that the

integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; and failed to avoid impropriety and the appearance of impropriety, in that he failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity of the judiciary, in violation of Section 100.2(A) of the Rules.

Additional Factors

27. Respondent acknowledges that it was his responsibility to familiarize himself with the Rules Governing Judicial Conduct and that his three trips to Florida as guardian in the *Murray* matter while he was a full-time judge should have prompted him to investigate whether such conduct was permissible. He now realizes that Rule 100.4(E) prohibited him from continuing to serve as a court-appointed fiduciary after becoming a judge. He represents that he is no longer acting as a fiduciary on any matters and will not serve as a fiduciary for a non-family member without seeking and obtaining the approval of the Chief Administrator of the Courts while serving as a judge.

28. Respondent acknowledges that he should have reported the foreclosure proceeding against him on all applications for appointment.

IT IS FURTHER STIPULATED AND AGREED that the parties to this Agreed Statement of Facts respectfully recommend to the Commission that the appropriate sanction is public Censure based upon the judicial misconduct set forth above.

IT IS FURTHER STIPULATED AND AGREED that if the Commission accepts this Agreed Statement of Facts, the parties waive oral argument and waive further

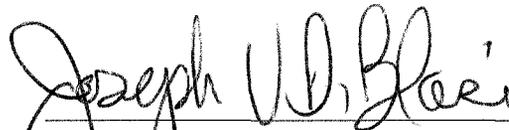
submissions to the Commission as to the issues of misconduct and sanction, and that the Commission shall thereupon impose a public Censure without further submission of the parties, based solely upon this Agreed Statement. If the Commission rejects this Agreed Statement of Facts, the matter shall proceed to a hearing and the statements made herein shall not be used by the Commission, the Respondent or the Administrator and Counsel to the Commission.

Dated: 12 June 2013



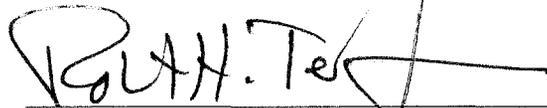
Honorable Terrence C. O'Connor
Respondent

Dated:
6/12/13



Joseph V. DiBlasi, Esq.
575 Madison Avenue
Suite 1006
New York, New York 10022

Dated: June 17, 2013



Robert H. Tembeckjian, Esq.
Administrator & Counsel to the Commission
(Alan W. Friedberg, Of Counsel)

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

TERRENCE C. O'CONNOR,

A Judge of the New York City Civil Court,
Queens County.

**FORMAL
WRITTEN COMPLAINT**

1. Article 6, Section 22, of the Constitution of the State of New York establishes a Commission on Judicial Conduct ("Commission"), and Section 44, subdivision 4, of the Judiciary Law empowers the Commission to direct that a Formal Written Complaint be drawn and served upon a judge.
2. The Commission has directed that a Formal Written Complaint be drawn and served upon Terrence C. O'Connor ("respondent"), a Judge of the New York City Civil Court, Queens County.
3. The factual allegations set forth in Charges I and II state acts of judicial misconduct by respondent in violation of the Rules of the Chief Administrator of the Courts Governing Judicial Conduct ("Rules").
4. Respondent was admitted to the practice of law in New York in 1977. He has been a Judge of the New York City Civil Court, Queens County, since 2009. Respondent's current term expires on December 31, 2018.

EXHIBIT 1

CHARGE I

5. From on or about January 1, 2009, and continuing for a period of years, respondent continued to serve as a court-appointed fiduciary in several cases, notwithstanding that he had become a full-time judge, that the individuals for whom he was serving as a fiduciary were not family members, and that he did not seek or obtain the approval of the Chief Administrator of the Courts.

Specifications to Charge I

Matter of Victoria Tucker

6. In or about 2005 or 2006, respondent was appointed by court order to serve as guardian for Victoria Tucker, an incapacitated person.

7. From on or about January 1, 2009, when respondent became a full-time judge, to on or about February 15, 2011, he continued to serve as court-appointed guardian for Ms. Tucker, notwithstanding that respondent was a full-time judge, that Ms. Tucker was not a member of respondent's family, and that respondent did not seek or obtain the approval of the Chief Administrator of the Courts.

8. After Ms. Tucker's death in or about 2007, respondent, in his capacity as guardian, unnecessarily delayed filing a final accounting. The executor of Ms. Tucker's estate moved to compel an accounting, and on or about April 13, 2010, a court order was issued directing respondent to file a final accounting within 45 days. On or about December 20, 2010, respondent filed a final accounting.

9. On or about February 15, 2011, an order was signed settling the final account and releasing respondent as guardian.

Matter of Cordell Murray

10. In or about 2002 or 2003, respondent was appointed by court order to serve as guardian for Cordell Murray, a disabled individual.

11. From on or about January 1, 2009, when respondent became a full-time judge, to on or about December 9, 2011, he continued to serve as court-appointed guardian for Cordell Murray, notwithstanding that respondent was a full-time judge, that Mr. Murray was not a member of respondent's family, and that respondent did not seek or obtain the approval of the Chief Administrator of the Courts.

12. In 2009, in or about May 2010 and in or about October 2010, in his capacity as guardian, respondent traveled to Florida to visit Cordell Murray, who resides there, notwithstanding that at the time respondent was a full-time judge. Respondent's expenses for each of the trips were paid from the financial assets of Cordell Murray.

13. On or about December 9, 2011, respondent was replaced as guardian but has yet to file a final accounting in this matter.

Matter of Anthony Aboussouan

14. In or about May 2004, respondent was appointed by court order to be the trustee of a supplemental needs trust for Anthony Aboussouan, an incapacitated person. Mr. Aboussouan died shortly after respondent's appointment.

15. From on or about January 1, 2009, when respondent became a full-time judge, to the present, he has continued to serve as court-appointed trustee of Mr. Aboussouan's trust, notwithstanding that respondent was a full-time judge, that Mr.

Aboussouan was not a member of respondent's family, and that respondent did not seek or obtain the approval of the Chief Administrator of the Courts.

16. Subsequent to respondent's becoming a judge, the City of New York filed a lien against the trust. On several occasions, respondent communicated with the City's attorneys with regard to the lien, and did so at times from the court facilities to which he was assigned as a full-time judge.

17. On or about January 17, 2012, the court ordered respondent to file a final accounting, but he has yet to do so.

18. Respondent continues to serve as trustee and the matter is pending.

19. By reason of the foregoing, respondent should be disciplined for cause, pursuant to Article 6, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that respondent failed to uphold the integrity and independence of the judiciary by failing to maintain high standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; failed to avoid impropriety and the appearance of impropriety, in that he failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity and impartiality of the judiciary, in violation of Section 100.2(A) of the Rules; and failed to so conduct his extra-judicial activities as to minimize the risk of conflict with judicial obligations, in that he engaged in extra-judicial activities that were incompatible with judicial office, in violation of Section 100.4(A)(3) of the Rules, and improperly served as fiduciary for non-family

members, without seeking or obtaining the approval of the Chief Administrator of the Courts, in violation of Section 100.4(E)(1) of the Rules.

CHARGE II

20. In or about 2003, 2005 and 2007, respondent filed four applications for appointment pursuant to Part 36 of the Rules of the Chief Judge, each of which contained a misstatement about respondent's financial liabilities.

Specifications to Charge II

21. On or about May 30, 2003, August 20, 2003, May 17, 2005, and May 16, 2007, respondent filed applications and re-registration applications with the Office of Court Administration seeking to become eligible to receive fiduciary appointments.

22. In each of the applications, respondent falsely responded in the negative to a question which asked if respondent had ever been, or if proceedings were pending in which respondent may be, found liable for unpaid money judgments, liens or judgments of foreclosure.

23. At the time he filed each of the applications, respondent knew that he was a defendant in a foreclosure proceeding concerning his residence.

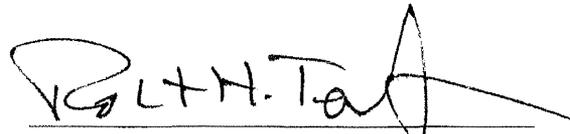
24. After filing each application, respondent was appointed as a fiduciary by the courts of New York State in numerous cases.

25. By reason of the foregoing, respondent should be disciplined for cause, pursuant to Article 6, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that respondent engaged in conduct that reflects adversely on his qualifications and fitness to perform the duties of a judge and is

prejudicial to the administration of justice; failed to uphold the integrity and independence of the judiciary by failing to maintain high standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; and failed to avoid impropriety and the appearance of impropriety, in that he failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity of the judiciary, in violation of Section 100.2(A) of the Rules.

WHEREFORE, by reason of the foregoing, the Commission should take whatever further action it deems appropriate in accordance with its powers under the Constitution and the Judiciary Law of the State of New York.

Dated: December 5, 2012
New York, New York



ROBERT H. TEMBECKJIAN
Administrator and Counsel
State Commission on Judicial Conduct
61 Broadway
Suite 1200
New York, New York 10006
(646) 386-4800

13. PROFESSIONS OR OCCUPATIONS OTHER THAN ATTORNEYS Enter codes from Code list E, (below):

PROFESSION OR OCCUPATION:		LICENSING ENTITY:	YEAR LICENSE FIRST ISSUED:	ACTIVE STATUS:	
** FILL IN SHADDED AREA WITH CODE IS OTHER				YES	NO
A-	<input type="checkbox"/> <input type="checkbox"/>	_____	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
B-	<input type="checkbox"/> <input type="checkbox"/>	_____	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
C-	<input type="checkbox"/> <input type="checkbox"/>	_____	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
D-	<input type="checkbox"/> <input type="checkbox"/>	_____	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

LIST E. PROFESSIONS OR OCCUPATIONS CODES		
01 ACCOUNTANT	09 GERIATRIC CARE MANAGER	18 PSYCHIATRIC NURSE
02 APPRAISER (BUSINESS)	10 HEALTHCARE ADMINISTRATOR	19 PSYCHIATRIC SOCIAL WORKER
03 APPRAISER (PERSONAL PROPERTY)	11 HOME HEALTHCARE PROVIDER	20 PSYCHOLOGIST
04 APPRAISER (REAL ESTATE)	12 INSURANCE BROKER/AGENT	21 PUBLIC SAFETY WORKER (POLICE/FIRE/EMT)
05 AUCTIONEER	13 LICENSED PRACTICAL NURSE	22 REAL ESTATE BROKER
06 BANKER	14 MEDICAL DOCTOR	23 REGISTERED NURSE
07 CLERGY	15 PARALEGAL	24 SOCIAL WORKER
08 FINANCIAL ADVISER	16 PROPERTY MANAGER	25 STOCKBROKER
	17 PSYCHIATRIST	99 OTHER **

14. PERSONAL BACKGROUND:

HAVE YOU EVER BEEN, OR ARE PROCEEDINGS PENDING IN WHICH YOU MAY BE,

- a. convicted of a crime or offense, other than a traffic infraction (include military proceedings)? YES NO
- b. denied a professional or occupational license, or been censured by a licensing authority or had an occupational or professional license revoked or suspended? YES NO
- c. held in contempt of court? YES NO
- d. found civilly liable in an action involving fraud, misrepresentation, theft or conversion? YES NO
- e. discharged in bankruptcy? YES NO
- f. found liable for unpaid money judgments, liens or judgments of foreclosure? YES NO
- g. found liable for civil penalties for unpaid taxes? YES NO
- h. in default in the performance or discharge of any duty or obligation imposed by a judgment, decree, order or directive of any court or governmental agency? YES NO
- i. removed as a fiduciary by a court of competent jurisdiction for misconduct? YES NO
- j. in forfeiture of a bond? YES NO
- k. found to have committed an ethical violation as a member of a judicial, executive or legislative branch of government? YES NO

IF YOU ANSWERED YES TO ANY OF THE QUESTIONS ABOVE, YOU MUST ATTACH A SEPARATE SHEET OF PAPER AND EXPLAIN YOUR ANSWER IN DETAIL, GIVING ALL RELEVANT DATES.

EXHIBIT 2

15. AFFIRMATION:

I AFFIRM, UNDER PENALTY OF PERJURY:

- All statements contained in this application are true and accurate to the best of my knowledge;
- I have read Part 36 of the Rules of the Chief Judge (22 NYCRR), and the Explanatory Note, attached to this application;
- I have fulfilled the training requirements for each category of appointment for which I am applying (see 7-A of the application) and have retained a certificate of satisfactory completion for each training program I am required to attend, and
- I am QUALIFIED to file this application, because I AM NOT:
 - a. a judge or housing judge of the Unified Court System or a relative of, or related by marriage to, a judge or housing judge of the Unified Court System within the sixth degree of relationship;
 - b. a judicial hearing officer in a county in which I am applying for appointment;
 - c. a full-time or part-time employee of the Unified Court System;
 - d. the spouse, brother/sister, parent or child of a full-time or part-time employee of the Unified Court System at or above salary grade JG24, or its equivalent: 1) employed in a judicial district in which I am applying for appointment or 2) with statewide responsibilities;
 - e. a person who currently serves, or has served within the last two years (commencing January 1, 2003), as chair, executive director, or the equivalent, of a state or county political party; the spouse, brother/sister, parent or child of such political party official; or a member, associate, counsel or employee of a law firm or entity with which such political party official is currently associated;
 - f. a former judge or housing judge of the Unified Court System who left office within the last two years (commencing January 1, 2003) and who is applying for appointment within the jurisdiction of prior judicial service, as defined by section 36.2(c)(5) of the Rules of the Chief Judge, or the spouse, brother/sister, parent or child of such former judge;
 - g. an attorney currently disbarred or suspended from the practice of law by any jurisdiction;
 - h. a person convicted of a felony for which no certificate of relief from disabilities has been received;
 - i. a person convicted of a misdemeanor for which sentence was imposed within the last five years and for which no certificate of relief from disabilities, or waiver by the Chief Administrator of the Courts, has been received;
 - j. a person who has been removed from an appointment list of the Chief Administrator of the Courts for unsatisfactory performance or conduct incompatible with appointment.

SIGNED: Terrence C. J. Connor

DATE: 30 May 2003

PRINT APPLICANT'S NAME: TERRENCE C. J. CONNOR

SUBMIT COMPLETED APPLICATION (WITH ATTACHMENTS) TO:

BY MAIL- OFFICE OF COURT ADMINISTRATION
P.O. BOX 3171
CHURCH STREET STATION
NEW YORK, NY 10008

IN PERSON - OFFICE OF COURT ADMINISTRATION
25 BEAVER STREET
ROOM 840
NEW YORK, NY 10004

- | | | | | |
|-----|-----------------------|-----|-----------------------|----|
| A - | <input type="radio"/> | YES | <input type="radio"/> | NO |
| B - | <input type="radio"/> | | <input type="radio"/> | |
| C - | <input type="radio"/> | | <input type="radio"/> | |
| D - | <input type="radio"/> | | <input type="radio"/> | |

14. PERSONAL BACKGROUND:

HAVE YOU EVER BEEN, OR ARE PROCEEDINGS PENDING IN WHICH YOU MAY BE,

- | | | | | |
|--|-----------------------|-----|----------------------------------|----|
| a. convicted of a crime or offense, other than a traffic infraction (include military proceedings)? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |
| b. denied a professional or occupational license, or been censured by a licensing authority or had an occupational or professional license revoked or suspended? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |
| c. held in contempt of court? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |
| d. found civilly liable in an action involving fraud, misrepresentation, theft or conversion? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |
| e. discharged in bankruptcy? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |
| f. found liable for unpaid money judgments, liens or judgments of foreclosure? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |
| g. found liable for civil penalties for unpaid taxes? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |
| h. in default in the performance or discharge of any duty or obligation imposed by a judgment, decree, order or directive of any court or governmental agency? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |
| i. removed as a fiduciary by a court of competent jurisdiction for misconduct? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |
| j. in forfeiture of a bond? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |
| k. found to have committed an ethical violation as a member of a judicial, executive or legislative branch of government? | <input type="radio"/> | YES | <input checked="" type="radio"/> | NO |

IF YOU ANSWERED YES TO ANY OF THE QUESTIONS ABOVE, YOU MUST ATTACH A SEPARATE SHEET OF PAPER AND EXPLAIN YOUR ANSWER IN DETAIL, GIVING ALL RELEVANT DATES.

15. AFFIRMATION:

I AFFIRM, UNDER PENALTY OF PERJURY:

- All statements contained in this application are true and accurate to the best of my knowledge;
- I have read Part 36 of the Rules of the Chief Judge (22 NYCRR), and the Explanatory Note, attached to this application;
- I have fulfilled the training requirements for each category of appointment for which I am applying (see 7-A of the application) and have retained a certificate of satisfactory completion for each training program I am required to attend, and
- I am **QUALIFIED** to file this application, because **I AM NOT**:
 - a. a judge or housing judge of the Unified Court System or a relative of, or related by marriage to, a judge or housing judge of the Unified Court System within the sixth degree of relationship;
 - b. a judicial hearing officer in a court in a county in which I am applying for appointment;
 - c. a full-time or part-time employee of the Unified Court System;
 - d. the spouse, brother/sister, parent or child of a full-time or part-time employee of the Unified Court System at or above salary grade JG24, or its equivalent: 1) employed in a judicial district in which I am applying for appointment or 2) with statewide responsibilities;
 - e. a person who currently serves, or has served within the last two years (commencing January 1, 2003), as chair, executive director, or the equivalent, of a state or county political party; the spouse, brother/sister, parent or child of such political party official; or a member, associate, counsel or employee of a law firm or entity with which such political party official is currently associated;
 - f. a former judge or housing judge of the Unified Court System who left office within the last two years (commencing January 1, 2003) and who is applying for appointment within the jurisdiction of prior judicial service, as defined by section 36.2(c)(5) of the Rules of the Chief Judge, or the spouse, brother/sister, parent or child of such former judge;
 - g. an attorney currently disbarred or suspended from the practice of law by any jurisdiction;
 - h. a person convicted of a felony for which no certificate of relief from disabilities has been received;
 - i. a person convicted of a misdemeanor for which sentence was imposed within the last five years and for which no certificate of relief from disabilities, or waiver by the Chief Administrator of the Courts, has been received;
 - j. a person who has been removed from an appointment list of the Chief Administrator of the Courts for unsatisfactory performance or conduct incompatible with appointment.

SIGNED: TERRANCE C. COLLIER, Esq. DATE: 27 August, 2003

PRINT APPLICANT'S NAME: TERRANCE C. COLLIER

SUBMIT COMPLETED APPLICATION (WITH ATTACHMENTS) TO:

BY MAIL- OFFICE OF COURT ADMINISTRATION
P.O. BOX 3171
CHURCH STREET STATION
NEW YORK, NY 10008

IN PERSON- OFFICE OF COURT ADMINISTRATION
25 BEAVER STREET
ROOM 840
NEW YORK, NY 10004

12. AREAS OF SPECIAL INTEREST OF ATTORNEYS ADMITTED TO PRACTICE IN NEW YORK OR ANOTHER JURISDICTION:

** FILL IN DESCRIPTION ONLY IF CODE IS 99-OTHER

- A - 12 ELDER LAW/GUARDIANSHIP
- B - 29 TRUSTS AND ESTATES
- C -
- D -

13. PROFESSIONS OR OCCUPATIONS OTHER THAN ATTORNEYS:

PROFESSION OR OCCUPATION: LICENSING ENTITY: YEAR LICENSE FIRST ISSUED: ACTIVE STATUS:

** FILL IN DESCRIPTION ONLY IF CODE IS 99-OTHER

- | | YES | NO |
|-----|-----------------------|-----------------------|
| A - | <input type="radio"/> | <input type="radio"/> |
| B - | <input type="radio"/> | <input type="radio"/> |
| C - | <input type="radio"/> | <input type="radio"/> |
| D - | <input type="radio"/> | <input type="radio"/> |

14. PERSONAL BACKGROUND:

HAVE YOU EVER BEEN, OR ARE PROCEEDINGS PENDING IN WHICH YOU MAY BE,

- | | | |
|--|---------------------------|-------------------------------------|
| a. convicted of a crime or offense, other than a traffic infraction (include military proceedings)? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| b. denied a professional or occupational license, or been censured by a licensing authority or had an occupational or professional license revoked or suspended? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| c. held in contempt of court? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| d. found civilly liable in an action involving fraud, misrepresentation, theft or conversion? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| e. discharged in bankruptcy? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| f. found liable for unpaid money judgments, liens or judgments of foreclosure? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| g. found liable for civil penalties for unpaid taxes? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| h. in default in the performance or discharge of any duty or obligation imposed by a judgment, decree, order or directive of any court or governmental agency? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| i. removed as a fiduciary by a court of competent jurisdiction for misconduct? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| j. in forfeiture of a bond? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| k. found to have committed an ethical violation as a member of a judicial, executive or legislative branch of government? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |

IF YOU ANSWERED YES TO ANY OF THE QUESTIONS ABOVE, AND PREVIOUSLY DID NOT SUBMIT A DETAILED EXPLANATION, YOU MUST ATTACH A SEPARATE SHEET OF PAPER AND EXPLAIN YOUR ANSWER IN DETAIL, GIVING ALL RELEVANT DATES.

EXHIBIT 4

15. AFFIRMATION:**I AFFIRM, UNDER PENALTY OF PERJURY:**

- All statements contained in this application are true and accurate to the best of my knowledge;
- I have read Part 36 of the Rules of the Chief Judge (22 NYCRR), and the Explanatory Note, attached to this application;
- I have fulfilled the training requirements for each category of appointment for which I am applying (see 7-A of the application) and have retained a certificate of satisfactory completion for each training program I am required to attend, and
- I am QUALIFIED to file this application, because **I AM NOT:**
 - a. a judge or housing judge of the Unified Court System or a relative of, or related by marriage to, a judge or housing judge of the Unified Court System within the sixth degree of relationship;
 - b. a full-time or part-time employee of the Unified Court System;
 - c. the spouse, brother/sister, parent or child of a full-time or part-time employee of the Unified Court System at or above salary grade JG24, or its equivalent: 1) employed in a judicial district in which I am applying for appointment or 2) with statewide responsibilities;
 - d. a person who currently serves, or has served within the last two years (commencing January 1, 2003), as chair, executive director, or the equivalent, of a state or county political party; the spouse, brother/sister, parent or child of such political party official; or a member, associate, counsel or employee of a law firm or entity with which such political party official is currently associated;
 - e. a former judge or housing judge of the Unified Court System who left office within the last two years (commencing January 1, 2003) and who is applying for appointment within the jurisdiction of prior judicial service, as defined by section 36.2(c)(5) of the Rules of the Chief Judge, or the spouse, brother/sister, parent or child of such former judge;
 - f. an attorney currently disbarred or suspended from the practice of law by any jurisdiction;
 - g. a person convicted of a felony for which no certificate of relief from disabilities has been received;
 - h. a person convicted of a misdemeanor for which sentence was imposed within the last five years and for which no certificate of relief from disabilities, or waiver by the Chief Administrator of the Courts, has been received;
 - i. a person who has been removed from an appointment list of the Chief Administrator of the Courts for unsatisfactory performance or conduct incompatible with appointment.

SIGNED: _____

Terrence C. J. Connor

DATE: _____

*17 May 2005*PRINT APPLICANT'S
NAME: _____*TERRENCE C. J. CONNOR***SUBMIT COMPLETED APPLICATION (WITH ATTACHMENTS) TO:**

BY MAIL- OFFICE OF COURT
ADMINISTRATION
P.O. BOX 3171
CHURCH STREET STATION
NEW YORK, NY 10008

IN PERSON- OFFICE OF COURT
ADMINISTRATION
25 BEAVER STREET
ROOM 840
NEW YORK, NY 10004

- | | YES | NO |
|-----|-----------------------|-----------------------|
| A - | <input type="radio"/> | <input type="radio"/> |
| B - | <input type="radio"/> | <input type="radio"/> |
| C - | <input type="radio"/> | <input type="radio"/> |
| D - | <input type="radio"/> | <input type="radio"/> |

14. PERSONAL BACKGROUND:

HAVE YOU EVER BEEN, OR ARE PROCEEDINGS PENDING IN WHICH YOU MAY BE,

- | | | |
|--|---------------------------|-------------------------------------|
| a. convicted of a crime or offense, other than a traffic infraction (include military proceedings)? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| b. denied a professional or occupational license, or been censured by a licensing authority or had an occupational or professional license revoked or suspended? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| c. held in contempt of court? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| d. found civilly liable in an action involving fraud, misrepresentation, theft or conversion? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| e. discharged in bankruptcy? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| f. found liable for unpaid money judgments, liens or judgments of foreclosure? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| g. found liable for civil penalties for unpaid taxes? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| h. in default in the performance or discharge of any duty or obligation imposed by a judgment, decree, order or directive of any court or governmental agency? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| i. removed as a fiduciary by a court of competent jurisdiction for misconduct? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| j. in forfeiture of a bond? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |
| k. found to have committed an ethical violation as a member of a judicial, executive or legislative branch of government? | <input type="radio"/> YES | <input checked="" type="radio"/> NO |

IF YOU ANSWERED YES TO ANY OF THE QUESTIONS ABOVE, AND PREVIOUSLY DID NOT SUBMIT A DETAILED EXPLANATION, YOU MUST ATTACH A SEPARATE SHEET OF PAPER AND EXPLAIN YOUR ANSWER IN DETAIL, GIVING ALL RELEVANT DATES.

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 - b. a full-time or part-time employee of the Unified Court System;
 - c. the spouse, brother/sister, parent or child of a full-time or part-time employee of the Unified Court System at or above salary grade JG24, or its equivalent: 1) employed in a judicial district in which I am applying for appointment or 2) with statewide responsibilities;
 - d. a person who currently serves, or has served within the last two years (commencing January 1, 2003), as chair, executive director, or the equivalent, of a state or county political party; the spouse, brother/sister, parent or child of such political party official; or a member, associate, counsel or employee of a law firm or entity with which such political party official is currently associated;
 - e. a former judge or housing judge of the Unified Court System who left office within the last two years (commencing January 1, 2003) and who is applying for appointment within the jurisdiction of prior judicial service, as defined by section 36.2(c)(5) of the Rules of the Chief Judge, or the spouse, brother/sister, parent or child of such former judge;
 - f. an attorney currently disbarred or suspended from the practice of law by any jurisdiction;
 - g. a person convicted of a felony for which no certificate of relief from disabilities has been received;
 - h. a person convicted of a misdemeanor for which sentence was imposed within the last five years and for which no certificate of relief from disabilities, or waiver by the Chief Administrator of the Courts, has been received;
 - i. a person who has been removed from an appointment list of the Chief Administrator of the Courts for unsatisfactory performance or conduct incompatible with appointment.

SIGNED: _____

Terrence C. D'Conor

DATE: _____

16 May 2007

PRINT APPLICANT'S NAME: _____

TERRENCE C. D'CONOR

SUBMIT COMPLETED APPLICATION (WITH ATTACHMENTS) TO:

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P.O. BOX 3171
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