

STATE OF NEW YORK  
COMMISSION ON JUDICIAL CONDUCT

----- X

In the Matter of the Proceeding  
Pursuant to Section 44, subdivision 4,  
of the Judiciary Law in Relation to

: COMMISSION  
: DETERMINATION

THEODORE WORDON,

:  
: a Justice of the Town Cort of Durham,  
: Greene County.

----- X

PRESENT: Mrs. Gene Robb, Chairwoman  
David Bromberg  
Hon. Richard J. Cardamone  
Dolores DelBello  
Hon. Herbert B. Evans  
Michael M. Kirsch  
Victor A. Kovner  
William V. Maggipinto  
Hon. Isaac Rubin  
Hon. Felice K. Shea  
Carroll L. Wainwright, Jr.

The respondent was served with a Formal Written Complaint, dated October 10, 1978, alleging eight separate charges of misconduct. In his Answer, dated October 19, 1978, respondent admitted the allegations charged against him with respect to all charges, either explicitly or by failing to deny same (See, Operating Procedures and Rules of the State Commission on Judicial Conduct, Section 7000.6[b]). At the same time, the respondent, in his Answer, alleged certain facts solely in mitigation of his admitted acts. Such material is relevant to the issue of a sanction, not now determined. Since there is no issue of fact

raised in the pleadings, the motion for summary determination on the pleadings should be granted.

All concur.

Dated:       New York, New York  
              February 8, 1979

STATE OF NEW YORK  
COMMISSION ON JUDICIAL CONDUCT

----- X  
In the Matter of the Proceeding : COMMISSION  
Pursuant to Section 44, subdivision 4, : ORDER  
of the Judiciary Law in Relation to :  
THEODORE WORDON, :  
a Justice of the Town Court of Durham, :  
Greene County. :

----- X

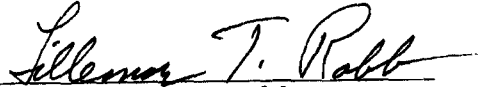
PRESENT: Mrs. Gene Robb, Chairwoman  
David Bromberg  
Hon. Richard J. Cardamone  
Dolores DelBello  
Hon. Herbert B. Evans  
Michael M. Kirsch  
Victor A. Kovner  
William V. Maggipinto  
Hon. Isaac Rubin  
Hon. Felice K. Shea  
Carroll L. Wainwright, Jr.

The matter having come on to be heard before the State Commission on Judicial Conduct on January 24, 1979, and the Commission having before it the Formal Written Complaint, dated October 10, 1978, together with due proof of service upon respondent on October 12, 1978; and the Answer from respondent, dated October 19, 1978, having been received and filed; and the Administrator of the Commission on Judicial Conduct having moved for summary determination on the pleadings on January 17, 1979; and the Commission having read and considered the affirmation of Gerald Stern, Esq., sworn to November 30, 1978, together with

the exhibits annexed thereto, and the pleadings, all in support of said motion, and respondent having submitted no papers in opposition thereto, and the Commission having filed herewith its written determination dated February 8 , 1979; now, therefore, it is

ORDERED that the motion is granted; and it is further

ORDERED that the matter is set down for a hearing on the issue of a sanction before the Commission on Judicial Conduct at its New York City offices on the 27th day of November, 1979, at 1:30 P.M.

  
Lillemor T. Robb  
Chairwoman,  
State Commission on Judicial Conduct

Dated: New York, New York  
February 8, 1979

APPEARANCES:

Theodore Wordon, Respondent Pro Se

Gerald Stern for the Commission (Edith Holleman, Judith Siegel-Baum, Of Counsel)