

STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT

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

LARRY D. HARTWELL,

STIPULATION

a Justice of the Lyons Town Court,
Wayne County.

THE FOLLOWING IS HEREBY STIPULATED by and between Robert H. Tembeckjian, Administrator and Counsel to the Commission on Judicial Conduct (“Commission”), and the Honorable Larry D. Hartwell.

1. Larry D. Hartwell has been a Justice of the Lyons Town Court, Wayne County, since January 1, 2012. His current term expires on December 31, 2023. Judge Hartwell is not an attorney.

2. Judge Hartwell was apprised by the Commission in March 2021 that it was investigating complaints alleging that he engaged repeatedly in unauthorized *ex parte* communications and gave the appearance of bias in a small claims matter.

3. Judge Hartwell has tendered his resignation by letter dated March 29, 2021, a copy of which is annexed as Exhibit A. Judge Hartwell affirms that he will vacate judicial office as of April 9, 2021.

4. Pursuant to Section 47 of the Judiciary Law, the Commission has 120 days from a judge’s resignation to complete proceedings and, if it so determines, render and file a determination that the judge should be removed from office.

5. Judge Hartwell affirms that after vacating his judicial office, he will neither seek nor accept judicial office at any time in the future.

6. Judge Hartwell understands that, should he abrogate the terms of this Stipulation and hold any judicial position at any time in the future, the Commission's investigation of these complaints would be revived, he would be served with a Formal Written Complaint on authorization of the Commission, and the matter would proceed to a hearing before a referee.

7. Upon execution of this Stipulation by the signatories below, this Stipulation will be presented to the Commission with the joint recommendation that the matter be concluded, by the terms of this Stipulation, without further proceedings.

8. Judge Hartwell waives confidentiality as provided by Section 45 of the Judiciary Law, to the extent that (1) this Stipulation will become public upon being signed by the signatories below, and (2) the Commission's Decision and Order regarding this Stipulation will become public.

Dated: 4/5/21


Honorable Larry D. Hartwell

Dated: April 5, 2021

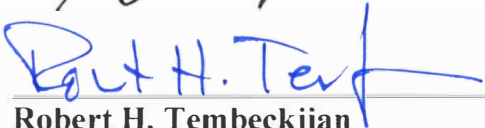

Robert H. Tembeckjian
Administrator and Counsel to the Commission
(John J. Postel and David M. Duguay, Of Counsel)

EXHIBIT A



March 29, 2021

Lyons Town Court
43 Phelps Street
Lyons, NY 14489

To whom it may concern:

As of April 9, 2021 at 9:00am I will be resigning my position as Lyons Town Court Justice.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Larry D Hartwell".

Larry D Hartwell
Lyons Town Court Justice