

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

**JOHN J. NEVERS,**

**STIPULATION**

a Justice of the New Lebanon Town Court,  
Columbia County.

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IT IS HEREBY STIPULATED AND AGREED by and between Robert H. Tembeckjian, Administrator and Counsel to the Commission on Judicial Conduct, and the Honorable John J. Nevers:

1. John J. Nevers has been a Justice of the New Lebanon Town Court, Columbia County, since 1996. His current term expires on December 1, 2027. Judge Nevers is not an attorney.
2. In May 2024, the Commission apprised Judge Nevers that it was investigating complaints alleging that: (1) he was unprepared for and unnecessarily delayed an eviction matter; (2) he dismissed a traffic ticket issued to a relative of his co-judge, at her request; (3) he did not disqualify himself in another case, notwithstanding his longstanding friendship with the defendant and his family; and (4) he has been unable to perform judicial duties since suffering a medical emergency in late 2023.

3. Judge Nevers has tendered his letter of resignation, a copy of which is annexed as Exhibit 1.

4. Pursuant to Section 47 of the Judiciary Law, the Commission may continue with proceedings against a judge who has resigned and, if it so determines, render and file a determination that the judge should be removed from office. Pursuant to Article VI, section 22(h) of the Constitution, a judge who is removed from office “shall be ineligible to hold other judicial office.”

5. Judge Nevers affirms that, having vacated his judicial office, he will neither seek nor accept judicial office at any time in the future.

6. Judge Nevers 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 the 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 Nevers waives confidentiality as provided by Section 45 of the Judiciary Law, to the extent that (A) this Stipulation will become public upon

being signed by the signatories below, and (B) the Commission's Decision and Order regarding this Stipulation will become public.

Dated: *May 24, 2024*

*Honorable John J. Nevers*

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**Honorable John J. Nevers**

Dated: May 28, 2024

*Robert H. Tembeckjian*

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**Robert H. Tembeckjian**  
Administrator & Counsel to the Commission  
(**Cathleen S. Cenci** and **Shruti Joshi**, Of  
Counsel)

# EXHIBIT 1

Hon. John J. Nevers  
Justice of the New Lebanon Town Court



May 30, 2024

Hon. Joseph Zayas  
Chief Administrative Judge  
New York State Unified Court System  
Office of Court Administration  
25 Beaver Street  
New York, New York 10004

Dear Chief Administrative Judge Zayas:

I have decided to retire from the bench and, as required by law, hereby give notice of my resignation from judicial office, effective close of business today, May 30, 2024.

Very truly yours,

A handwritten signature in cursive script that reads "Hon. John J. Nevers".

Hon. John J. Nevers  
Justice of the New Lebanon Town Court

cc: Tistrya Houghtling  
New Lebanon Town Supervisor