

State Commission on Judicial Conduct



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March 10, 2025

CONFIDENTIAL

Bernadette Feazell
Muckrock News
Dept MR 182011
263 Huntington Ave
Boston, MA 02115

Re: Your inquiry dated February 26, 2025

Dear Ms. Feazell:

We received your written request for "all complaints against" a certain Texas judge.

Because the Commission has not taken any public disciplinary action concerning the judge who is the subject of your inquiry, we have no documents or records that are responsive to your request.

Please be advised that the Texas State Commission on Judicial Conduct is not subject to the Texas Public Information Act (Chapter 552, Tex. Gov't Code), as that Act relates only to those governmental agencies within, or created by, the executive or legislative branches of state government. The Commission is a judicial agency, established under Article V, Section 1-a of the Texas Constitution, and the release and publication of its records is governed by Rule 12 of the Texas Rules of Judicial Administration, and other constitutional and statutory provisions set forth below.

Rule 12 provides for public access to certain records made or maintained by a judicial agency in its regular course of business *that do not pertain to* its adjudicative function. The records you seek pertain solely to the Commission's adjudicative function, and therefore, are not available for release or publication.

Article 5, Section 1-a(10) of the Texas Constitution provides that "[a]ll papers filed with and proceedings before the Commission or a Master shall be confidential, unless otherwise provided by law..." Section 33.032 of the Texas Government Code authorizes the Commission to release information previously held in confidence only in those instances where it has issued a public sanction or has instituted formal proceedings.

Pursuant to Rule 12, you have a right to appeal the agency's decision to deny any part of your request for information and you may do so by filing a petition for review with Meagan LeVoie, the Administrative Director of the Office of Court Administration, P.O. Box 12066, Austin, Texas 78711-2066. Such appeal must be filed within 30 days from your receipt of this letter.

We appreciate your concerns and interest in maintaining the high ethical standards of the Texas judiciary.

Sincerely,

Jacqueline R. Habersham

Jacqueline R. Habersham
Executive Director