

COMMISSION ON JUDICIAL PERFORMANCE
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FOR RELEASE
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JUDICIAL PERFORMANCE COMMISSION INSTITUTES FORMAL
PROCEEDINGS CONCERNING FORMER JUDGE STEVEN C. BAILEY

The Commission on Judicial Performance has instituted formal proceedings to inquire into matters concerning Judge Steven C. Bailey, formerly of the Superior Court of California, County of El Dorado. The commencement of formal proceedings is not a determination of judicial misconduct. The Notice of Formal Proceedings is available for public inspection at the commission office. A copy of the Notice of Formal Proceedings is also posted on the commission's website at <http://cjp.ca.gov> (under "Announcements"). Judge Bailey's Answer to the Notice is due March 7, 2018. Upon filing, the judge's answer will be made available for public inspection.

In accordance with the rules that govern commission proceedings, a hearing will be conducted by special masters appointed by the Supreme Court. At the hearing, the parties will have an opportunity to introduce evidence and examine and cross-examine witnesses. Commission Trial Counsel Mark A. Lizarraga and Assistant Trial Counsel Sei Shimoguchi will serve as Examiners for the commission. Judge Bailey is represented by Attorney James A. Murphy of San Francisco.

Following completion of the hearing, the special masters will provide the commission with a report containing findings with respect to the charges. The parties will have an opportunity to present their views on the report to the commission through briefing and argument. If the commission determines that the charges are proved by clear and convincing evidence, it is empowered to censure, publicly admonish, or privately discipline the former judge. Charges that the commission determines are not proved will be dismissed. A determination by the commission to censure or admonish a judge is subject to discretionary review by the Supreme Court upon petition by the judge.

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The commission is composed of six public members, three judges, and two lawyers. The chairperson is Hon. Ignazio J. Ruvolo of the Court of Appeal, First Appellate District.

For further information about the Commission on Judicial Performance, see the commission's website at <http://cjp.ca.gov>.