

**FILED**  
JUN 24 2019  
COMMISSION ON  
JUDICIAL PERFORMANCE

STATE OF CALIFORNIA

BEFORE THE COMMISSION ON JUDICIAL PERFORMANCE

**INQUIRY CONCERNING  
JUSTICE JEFFREY W.  
JOHNSON,**

**No. 204**

**ANSWER OF JUSTICE  
JEFFREY W. JOHNSON TO  
THIRD AMENDED NOTICE  
OF FORMAL  
PROCEEDINGS**

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Attorneys for Justice Jeffrey W. Johnson

COMES NOW Respondent, Justice Jeffrey W. Johnson, and answering the Third Amended Notice of Formal Proceedings (“Notice”) pursuant to Rule 119(c) of the Rules of the Commission of Judicial Performance, admits, denies and alleges as follows:

**TO THE ALLEGATIONS CONTAINED IN THE THIRD AMENDED NOTICE OF FORMAL PROCEEDINGS, Justice Johnson:**

A. Herein incorporates his previously filed Answers to Notice of Formal Proceedings, First and Seconded Amended Notice of Formal Proceedings.

B. DENIES AND ALLEGES to Counts Seven D, E and F:

Justice Johnson denies the allegations in that he does not have recall that these events occurred. He also denies that the allegations as described by the witnesses have been accurately recalled or may have been influenced by contact with persons who had a personal motive to unfairly discredit Justice Johnson or by electronic mass distribution of information which encouraged persons to negatively interpret past events. He further alleges that the prima facie conduct alleged does not involve conduct affecting any case or matter before the court and does

not constitute a violation of the canons by judicial action, bad faith or corrupt intent.

C. FURTHER ALLEGES that the Commission on Judicial Performance did not exercise due diligence in a timely manner in order to obtain the information in their possession by way of an anonymous letter that identified an attorney representing the letter writer. This failure of due diligence deprived Justice Johnson of a fair ability to defend himself within the time parameters ordered by the Special Masters. For this reason, the allegations should be stricken as a violation of Justice Johnson's right to due process of law, and as cumulative under the principles of California Evidence Code section 352.

Dated: June 24, 2019

Respectfully submitted,

PAUL S. MEYER  
REG A. VITEK, JR.  
THOMAS J. WARWICK, JR.  
WILLIE L. BROWN, JR.



Attorneys for Respondent  
JUSTICE JEFFREY W. JOHNSON

**VERIFICATION**

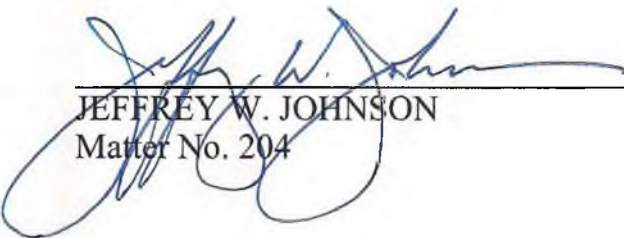
STATE OF CALIFORNIA, COUNTY OF LOS ANGELES:

I, JEFFREY W. JOHNSON, declare that:

I am the respondent justice in the above-entitled proceeding. I have read the foregoing Answer of Justice Jeffrey W. Johnson to Third Amended Notice of Formal Proceedings and all facts alleged in the above document, not otherwise supported by citations to the record, exhibits, or other documents, are true of my own personal knowledge.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on June 21, 2019 at Los Angeles County, California.

  
\_\_\_\_\_  
JEFFREY W. JOHNSON  
Matter No. 204

## **PROOF OF SERVICE**

I, Paul S. Meyer, declare: I am a citizen of the United States, over the age of eighteen, and am not a party to the within action or proceeding. My business address is 695 Town Center Drive, Suite 875, Costa Mesa, California 92626.

On June 24, 2019, I served the foregoing document entitled

### **ANSWER OF JUSTICE JEFFREY W. JOHNSON TO THIRD AMENDED NOTICE OF FORMAL PROCEEDINGS**

for filing with the Commission on Judicial Performance by electronic transmittal, followed by enclosing the original document in a sealed envelope, with first class postage thereon fully prepaid, and depositing it with the United States Postal Service at Costa Mesa, California, addressed to Ms. Drummer, as follows:

**Via Electronic Filing Followed by U.S. Mail:**

Charlene Drummer, Esq.  
Legal Advisor to Commissioners  
Commission on Judicial Performance  
455 Golden Gate Avenue  
Suite 14400  
San Francisco, CA 94102-7007  
Charlene.Drummer@cjp.ca.gov  
filings@cjp.ca.gov

On June 24, 2019 I served the foregoing document by electronic transmittal, addressed as follows:

**Via Email:**

Honorable Judith L. Haller  
Presiding Special Master  
Court of Appeal  
Fourth Appellate District  
Division One

**Via Email:**

Honorable Louis R. Hanoian  
Special Master  
Superior Court of California  
San Diego County

On June 24, 2019 I served the foregoing document by electronic transmittal, followed by enclosing a true copy thereof in a sealed envelope, with first class postage thereon fully prepaid, and depositing it with the United States Postal Service at Costa Mesa, California, addressed as follows:

**Via Email and U.S. Mail:**

Honorable William D. Lehman  
Special Master  
Superior Court of California,  
County of Imperial  
939 West Main Street  
El Centro, CA 92243-2887

**Via Email and U.S. Mail:**

Emma Bradford, Esq.  
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on June 24, 2019, at Costa Mesa, California.

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Paul S. Meyer