

STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT

In the Matter of the Proceeding
Pursuant to Section 44, subdivision 4,
of the Judiciary Law in Relation to

GLADYS C. BRANAGAN,

STIPULATION

a Justice of the Plymouth Town Court,
Chenango County.

IT IS HEREBY STIPULATED AND AGREED by and between Robert H. Tembeckjian, Administrator and Counsel to the Commission on Judicial Conduct, and the Honorable Gladys C. Branagan (“Respondent”), as follows:

1. Respondent initially served as a Justice of the Plymouth Town Court, Chenango County, from January 1, 2000, to December 31, 2007. After being out of office for over a decade, Respondent was elected to a new term as a Justice of the Plymouth Town Court, which began on January 1, 2019, and expires on December 31, 2022. Respondent is not an attorney.

2. Respondent was served with a Formal Written Complaint dated May 14, 2020, containing five charges related to her prior service as Plymouth Town Court Justice.¹ The charges included the improper or untimely execution of various judicial duties, such as reporting and accounting for court cases and funds, and her failure to

¹ The Commission was investigating the matters herein when its jurisdiction ended upon the expiration of Respondent’s previous term of office as Plymouth Town Court Justice on December 31, 2007. Her return to office revived the Commission’s jurisdiction. See *Matter of Bailey*, 67 NY2d 61 (1986).

cooperate with investigations or inquiries into such matters by appropriate government agencies. A copy of the Formal Written complaint is appended as Exhibit 1.

3. Respondent enters into this Stipulation in lieu of filing an Answer to the Formal Written Complaint.

4. Respondent has tendered her resignation, dated July 13, 2020, and effective August 31, 2020. A copy is appended as Exhibit 2.

5. 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.

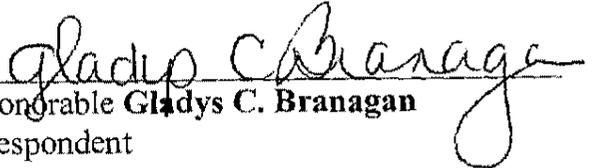
6. Respondent affirms that, upon vacating her judicial office on August 31, 2020, she will neither seek nor accept judicial office at any time in the future.

7. Respondent understands that, should she abrogate the terms of this Stipulation and hold any judicial position at any time after August 31, 2020, the present proceedings before the Commission will be revived and the matter will proceed to a hearing before a referee.

8. 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.

9. Respondent 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: 7-13-2020


Honorable **Gladys C. Branagan**
Respondent

Dated: July 22, 2020


Robert H. Tembeckjian
Administrator and Counsel to the Commission
(**Cathleen S. Cenci** and **S. Peter Pedrotty**, Of
Counsel)

EXHIBIT 1

STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT

In the Matter of the Proceeding
Pursuant to Section 44, subdivision 4,
of the Judiciary Law in Relation to

GLADYS C. BRANAGAN,

a Justice of the Plymouth Town Court,
Chenango County.

**NOTICE OF FORMAL
WRITTEN COMPLAINT**

NOTICE is hereby given to Respondent, Gladys C. Branagan, a Justice of the Plymouth Town Court, Chenango County, pursuant to Section 44, subdivision 4, of the Judiciary Law, that the State Commission on Judicial Conduct has determined that cause exists to serve upon Respondent the annexed Formal Written Complaint; and that, in accordance with said statute, Respondent is requested within twenty (20) days of the service of the annexed Formal Written Complaint upon her to serve the Commission at its Albany office, Corning Tower, Suite 2301, Albany, New York 12223, with her verified Answer to the specific paragraphs of the Complaint.

Dated: May 14, 2020
New York, New York

ROBERT H. TEMBECKJIAN
Administrator and Counsel
State Commission on Judicial Conduct
61 Broadway, Suite 1200
New York, New York 10006
(646) 386-4800

To: Hon. Gladys C. Branagan
Plymouth Town Court
3461 State Highway 23
South Plymouth, New York 13844

STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT

In the Matter of the Proceeding
Pursuant to Section 44, subdivision 4,
of the Judiciary Law in Relation to

**FORMAL
WRITTEN COMPLAINT**

GLADYS C. BRANAGAN,

a Justice of the Plymouth Town Court,
Chenango County.

1. Article 6, Section 22, of the Constitution of the State of New York establishes a Commission on Judicial Conduct (“Commission”), and Section 44, subdivision 4, of the Judiciary Law empowers the Commission to direct that a Formal Written Complaint be drawn and served upon a judge.

2. The Commission has directed that a Formal Written Complaint be drawn and served upon Gladys C. Branagan (“Respondent”), a Justice of the Plymouth Town Court, Chenango County.

3. The factual allegations set forth in Charges I through V state acts of judicial misconduct by Respondent in violation of the Rules of the Chief Administrator of the Courts Governing Judicial Conduct (“Rules”).

4. Respondent initially served as a Justice of the Plymouth Town Court, Chenango County, from January 1, 2000, to December 31, 2007. After being out of office for over a decade, Respondent was elected to a new term as a Justice of the Plymouth Town Court which began on January 1, 2019, and expires on December 31, 2022. Respondent is not an attorney.

CHARGE I

5. From on or about August 10, 2001, to in or about November 2008, Respondent failed to report or remit at least \$14,560 in court funds to the Office of the State Comptroller (“State Comptroller”) within ten days of the month succeeding their collection, as required by Section 27(1) of the Town Law, Section 99-a of the State Finance Law, Section 1803 of the Vehicle and Traffic Law, and Sections 2020 and 2021 of the Uniform Justice Court Act. In addition, Respondent failed to act promptly to correct an erroneous check she had written to the State Comptroller for \$14,560 in court funds.

Specifications to Charge I

6. Respondent’s monthly report to the State Comptroller for the calendar month of December 2007, dated January 21, 2008, reported the disposition of 71 cases and the receipt of \$14,560 in court funds. A copy of the report is annexed as Exhibit A.

7. In the December 2007 report, Respondent identified the source of the court funds as follows:

- A. The disposition of 58 cases from which the court had received \$7,930 between in or about July 2001 to in or about June 2007;
- B. The disposition of nine cases from which the court had received \$3,780 in December 2007; and
- C. The disposition of four cases from which the court had received \$2,850, but which had no dates of disposition or receipt of funds.

8. In or about May 2008, Respondent sent a check to the State Comptroller in the amount of \$14,560, the total amount of the court funds identified on the December 2007 report. By letter dated June 5, 2008, the State Comptroller returned the check because Respondent had made an error in writing the check and requested that she send a correctly written check. A copy of the letter is annexed as Exhibit B.

9. Notwithstanding repeated attempts by the State Comptroller in or about July and August 2008 to contact Respondent about remitting proper payment, Respondent failed to properly remit the \$14,560 in court funds to the State Comptroller until in or about November 2008, approximately 11 months after the expiration of her judicial term and well beyond the time for submission of the funds as required by law. A record of Respondent's payment is annexed as Exhibit C.

10. By reason of the foregoing, Respondent should be disciplined for cause, pursuant to Article 6, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that Respondent failed to uphold the integrity and independence of the judiciary by failing to maintain high standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; failed to avoid impropriety and the appearance of impropriety, in that she failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity and impartiality of the judiciary, in violation of Section 100.2(A) of the Rules; and failed to perform the duties of judicial office impartially and diligently, in that she failed to be faithful to the law and maintain professional competence in it, in violation of Section 100.3(B)(1) of the Rules, and failed to diligently

discharge her administrative responsibilities and maintain professional competence in judicial administration, in violation of Section 100.3(C)(1) of the Rules.

CHARGE II

11. Between in or about February 2004 and in or about August 2007, as set forth on the annexed Schedule 1, Respondent repeatedly failed to file her monthly reports with and remit court funds to the State Comptroller within ten days of the month succeeding their collection, as required by Section 27(1) of the Town Law, Section 99-a of the State Finance Law, Section 1803 of the Vehicle and Traffic Law, and Sections 2020 and 2021 of the Uniform Justice Court Act. During this time period, Respondent was late by as many as 121 days in reporting and remitting court funds. Respondent's failure to timely file her reports and remittances for the months of April 2006, May 2006 and June 2006, resulted in the State Comptroller's office directing that Respondent's judicial salary be stopped on or about August 30, 2006. Respondent failed to file these reports or remittances until September 2006, and she thereafter continued to file tardy reports and remittances.

Specifications to Charge II

12. From in or about February 2004 to in or about August 2007, as set forth on Schedule 1, Respondent failed to timely file 42 out of 43 monthly reports and to timely remit the funds identified in those reports with the State Comptroller.

13. By letter dated August 30, 2006, the State Comptroller directed the Plymouth Town Supervisor to cease payment of Respondent's judicial salary due to Respondent's failure to timely file her monthly reports and remittances with the State

Comptroller for the months of April 2006, May 2006 and June 2006. A copy of the State Comptroller's "stop-salary notice" is annexed as Exhibit D.

14. Respondent failed to file her reports for the months of April 2006, May 2006 and June 2006 with the State Comptroller until in or about September 2006, well beyond the time for submission required by law. With the exception of her report and remittance for the month of October 2006, Respondent continued to be untimely in reporting and remitting to the State Comptroller through August 2007.

15. By reason of the foregoing, Respondent should be disciplined for cause, pursuant to Article 6, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that Respondent failed to uphold the integrity and independence of the judiciary by failing to maintain high standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; failed to avoid impropriety and the appearance of impropriety, in that she failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity and impartiality of the judiciary, in violation of Section 100.2(A) of the Rules; and failed to perform the duties of judicial office impartially and diligently, in that she failed to be faithful to the law and maintain professional competence in it, in violation of Section 100.3(B)(1) of the Rules, and failed to diligently discharge her administrative responsibilities and maintain professional competence in judicial administration, in violation of Section 100.3(C)(1) of the Rules.

CHARGE III

16. From on or about January 1, 2000, to on or about December 31, 2007, Respondent failed to report any dispositions of traffic tickets to the Department of Motor Vehicles as required by Section 514(1) of the Vehicle and Traffic Law and Sections 91.12 and 91.19 of the Regulations of the Commissioner of Motor Vehicles, notwithstanding that there were hundreds of traffic cases handled by the court in that time.

17. By reason of the foregoing, Respondent should be disciplined for cause, pursuant to Article 6, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that Respondent failed to uphold the integrity and independence of the judiciary by failing to maintain high standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; failed to avoid impropriety and the appearance of impropriety, in that she failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity and impartiality of the judiciary, in violation of Section 100.2(A) of the Rules; and failed to perform the duties of judicial office impartially and diligently, in that she failed to be faithful to the law and maintain professional competence in it, in violation of Section 100.3(B)(1) of the Rules, and failed to diligently discharge her administrative responsibilities and maintain professional competence in judicial administration, in violation of Section 100.3(C)(1) of the Rules.

CHARGE IV

18. From in or about April 2007 through on or about December 31, 2007, Respondent failed to cooperate with the Commission's investigation of two complaints alleging that she (A) failed in two criminal cases to timely return bail moneys posted on behalf of defendants, notwithstanding numerous requests following her disposition of the cases, and (B) failed to file reports or remit funds to the State Comptroller in the time required by law for the months of April 2006 through June 2006, resulting in her judicial salary being stopped on August 30, 2006.

Specifications to Charge IV

19. By letter dated April 9, 2007, the Commission notified Respondent that it was investigating a complaint alleging that in two criminal cases she failed to timely return bail moneys posted on behalf of defendants, notwithstanding numerous requests following the disposition of the cases. The letter requested that Respondent respond to the allegations in writing by April 25, 2007. A copy of the letter is annexed as Exhibit E.

20. By letter dated April 25, 2007, Respondent wrote to the Commission that she had been unable to "devote the time required to answer all the questions" in the Commission's letter dated April 9, 2007, but that she was "able to devote the proper time now." A copy of the letter is annexed as Exhibit F.

21. By letter dated April 27, 2007, the Commission notified Respondent that her time to submit a response to the Commission's inquiries was extended to May 9, 2007. A copy of the letter is annexed as Exhibit G. Respondent failed to respond to the letter.

22. By letter dated May 16, 2007, the Commission sent Respondent copies of its letters of April 9, 2007 and April 27, 2007, and requested her response to the April 9, 2007, letter by May 23, 2007. The letter informed Respondent that her “failure to respond may be found by the Commission to be a failure to cooperate with the investigation” (emphasis in original). A copy of the May 16, 2007, letter is annexed as Exhibit H. Respondent failed to respond to the Commission’s letters dated April 9, 2007, April 27, 2007, or May 16, 2007.

23. By letter dated September 12, 2007, the Commission notified Respondent that it was investigating two complaints against her, including the complaint she was previously notified about and a second complaint alleging that she failed to file reports or remit funds to the State Comptroller in the time required by law for the months of April 2006 through June 2006, resulting in her judicial salary being stopped on August 30, 2006.

24. In its September 12th letter, the Commission also requested that Respondent appear to give testimony concerning the complaints at the Commission’s Albany office on September 28, 2007, and notified her that she would be asked about her failure to respond to the Commission’s letters in addition to being asked about the allegations in the complaints. A copy of the September 12, 2007, letter is annexed as Exhibit I.

25. On or about September 27, 2007, Respondent called the Commission and requested an adjournment of her appearance to give testimony. The Commission granted her request. During the telephone conversation, Respondent agreed to a new appearance date and time of October 12, 2007, at 9:00 AM. By letter dated September 27, 2007, the

Commission confirmed that, at Respondent's request, her appearance to give testimony had been adjourned to October 12, 2007, at 9:00 AM. A copy of the letter is annexed as Exhibit J.

26. On or about October 12, 2007, the Commission was prepared to proceed with Respondent's testimony as scheduled at 9:00 AM, in the presence of a Referee who had been designated to preside. However, at approximately 10:00 AM, when Respondent had not arrived and had not called or otherwise communicated that she would be late, a record was made of her failure to appear, and various documents were marked as exhibits. A copy of the transcript is annexed as Exhibit K. At approximately 11:00 AM, Respondent appeared at the Commission, but the Referee had already departed, and further proceedings were not held.

27. By letter dated November 26, 2007, the Commission (A) notified Respondent that it had not received copies of her court's check register, as requested; (B) asked her to provide a complete copy of her check register by December 3, 2007; and (C) informed her that her failure to do so may be viewed by the Commission as a failure to cooperate. A copy of the letter is annexed as Exhibit L. Respondent failed to respond to the letter or provide the Commission with a copy of her check register.

28. By reason of the foregoing, Respondent should be disciplined for cause, pursuant to Article 6, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that Respondent failed to uphold the integrity and independence of the judiciary by failing to maintain high standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section

100.1 of the Rules; and failed to avoid impropriety and the appearance of impropriety, in that she failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity and impartiality of the judiciary, in violation of Section 100.2(A) of the Rules.

CHARGE V

29. From in or about January 2008 through in or about November 2008, months after Respondent had left judicial office, Respondent failed to cooperate with the State Comptroller, the Chenango County District Attorney's Office, other judges and court officials concerning her apparent financial, reporting and recordkeeping practices and deficiencies.

Specifications to Charge V

30. On or about January 1, 2008, Paul O'Connor succeeded Respondent as the Plymouth Town Justice after the expiration of Respondent's term on or about December 31, 2007. Upon assuming the bench, Judge O'Connor was unable to locate various court records from Respondent's tenure as the town justice.

31. By letter dated January 25, 2008, Chenango County First Assistant District Attorney Stephen M. Dunshee (A) notified Respondent that he and Judge O'Connor had been unable to locate the Plymouth Town Court's closed and pending criminal records and (B) asked Respondent to contact him or Judge O'Connor to assist them in locating and retrieving such records. A copy of Mr. Dunshee's letter is annexed as Exhibit M. Respondent failed to respond to the letter.

32. By letter dated January 30, 2008, Judge O'Connor requested that, without further delay, Respondent return court records in her possession either to the court or to the town custodian of records. A copy of the letter is annexed as Exhibit N. Respondent failed to respond to the letter.

33. By letter dated March 13, 2008, Judge O'Connor wrote that he had recently been notified by the Department of Motor Vehicles (DMV) that, in or about February 2008, Respondent had reported dispositions of traffic tickets to DMV. Judge O'Connor requested that, inasmuch as Respondent was no longer a town justice, she cease all activities on behalf of the court. He also requested that she return all court records in her possession to the Plymouth Town Clerk without further delay. A copy of the letter is annexed as Exhibit O. Respondent failed to respond to the letter.

34. By certified letter dated May 8, 2008, Dennis W. Donnelly, the Director of Internal Affairs at the Office of Court Administration, notified Respondent that his office had scheduled an audit of the records and practices of the Plymouth Town Court. Mr. Donnelly wrote that his office had been informed that Respondent had certain official court records in her possession and that, despite several efforts by the Chenango County District Attorney, the Plymouth Town Court Justice and the Office of Justice Court Support, Respondent had not returned such records. Mr. Donnelly requested that Respondent deliver all records of the Plymouth Town Court in her possession to Mr. Donnelly, or his personal designee, on May 22, 2008, at 11:00 AM, at the Chenango County Court, 5 Court Street, Norwich, New York. A copy of Mr. Donnelly's letter is annexed as Exhibit P. Respondent failed to respond to the letter and failed to appear at

the Chenango County Court on May 22, 2008, as requested. As a result, the court system's Office of Internal Affairs was unable to complete its audit of the Plymouth Town Court.

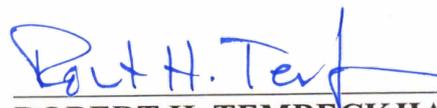
35. By letter dated June 5, 2008, addressed to Respondent at her personal mailing address, the State Comptroller (A) notified Respondent that she had made an error in writing a check remitting \$14,560 in court funds to the State Comptroller and (B) requested that she send a correctly written check to the State Comptroller. In or about July 2008 and August 2008, employees of the State Comptroller attempted to reach Respondent multiple times by telephone concerning the State Comptroller's continuing request that Respondent send a correctly written check. Respondent failed to send the State Comptroller a correctly written check until in or about November 2008.

36. By reason of the foregoing, Respondent should be disciplined for cause, pursuant to Article 6, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that Respondent failed to uphold the integrity and independence of the judiciary by failing to maintain high standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; failed to avoid impropriety and the appearance of impropriety, in that she failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity and impartiality of the judiciary, in violation of Section 100.2(A) of the Rules; and failed to perform the duties of judicial office impartially and diligently, in that she failed to maintain professional competence in judicial

administration and failed to cooperate with other judges and court officials in the administration of court business, in violation of Section 100.3(C)(1) of the Rules.

WHEREFORE, by reason of the foregoing, the Commission should take whatever further action it deems appropriate in accordance with its powers under the Constitution and the Judiciary Law of the State of New York.

Dated: May 14, 2020
New York, New York



ROBERT H. TEMBECKJIAN
Administrator and Counsel
State Commission on Judicial Conduct
61 Broadway, Suite 1200
New York, New York 10006
(646) 386-4800

STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT

In the Matter of the Proceeding
Pursuant to Section 44, subdivision 4,
of the Judiciary Law in Relation to

VERIFICATION

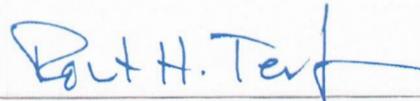
GLADYS C. BRANAGAN,

a Justice of the Plymouth Town Court,
Chenango County.

STATE OF NEW YORK)
 : ss.:
COUNTY OF NEW YORK)

ROBERT H. TEMBECKJIAN, being duly sworn, deposes and says:

1. I am the Administrator of the State Commission on Judicial Conduct.
2. I have read the foregoing Formal Written Complaint and, upon information and belief, all matters stated therein are true.
3. The basis for said information and belief is the files and records of the State Commission on Judicial Conduct.



Robert H. Tembeckjian

Sworn to before me this
14th day of May 2020



Notary Public

LATASHA Y. JOHNSON
Notary Public, State of New York
No.01JO6235579
Qualified in New York County
Commission Expires February 14, 2023

EXHIBIT A

OFFICE OF THE STATE COMPTROLLER
 BUREAU OF JUSTICE COURT FUND
 PO BOX 22110
 ALBANY NY 12201-2110

JUSTICE IDENTIFICATION NO 08367503973

Town Justice
 Village Justice

NAME Coladys Branagan

TOWN OR VILLAGE Plymouth COUNTY Chenango

MAILING ADDRESS P.O. Box # 27 PHONE NO. 607-336-1122

Plymouth ZIP CODE 13827

Name of Defendant or Title of Action (Name of Plaintiff and Defendant) (1)	Statute and Section (2)	Brief Description of Offense (3)	Traffic Safety, Law Enforcement, & Disposition No. (4)	Arrest Date (5)	DISPOSITION		Fines, Forfeited Bail & Civil Penalties (8)	Civil Fees (9)	Mandatory Surcharge (10)	For Justice Court Fund Use Only (11)
					Date (6)	Sentence or Other (7)				
1 Ryan Carr	319.10	operation w/o insurance		9.14.3	11.3.3	319.1	100		35	AC
2 Ryan Carr	1120.A	failed to keep right		9.14.3	11.13.3	1120.9	25		35	AB
3 MARINA Charland	1180A	speeding		10.4.4	12.20.4	1110A			35	AC/AB
4 Mark Youngs	1109D	deer		11.21.5	11.21.5		500	2.50		AK
5 Sheree Hill	1180A	speeding		6.21.4	7.1.4	1110A			35	AC/AB
6 James Heepig	1109D	illegal taking deer		11.23.5	11.5.6		1000	2.50		AK
7 Andrew Harris	1229C3A	NO seatbelt		2.8.5	7.5.5	1229C3A	50		55	AB
8 Gary Hackett	509.1	unlicensed operation		7.8.5	8.21.5	509.1	40		55	AC
9 Richard Stepanson	1120A	failed to keep right		5.5.4	1.2.1.7	1120A	50		35	AB
10 Kelly Baiman	1180b	speeding		3.10.4	12.10.7	1110A			35	AC/AB
11 Melissa Brauer	1180b	speeding		8.1.1	12.1.4	1110A	50		30	AC/AB
12 BRYAN Burchell	511	AUO 2nd		5.28.2			500			Brenda Burchell AC

I certify that the above is a true and complete statement of civil fees earned and criminal cases completed before me during the calendar month of Dec 2007

gladys Branagan
 Signatures

Plymouth TOWN JUSTICE

1-21-08
 Date

AC - 7/640
 AB - 7/175

AK - 1/1500

TOTAL THIS PAGE	2315	5.00	350
TOTAL BROUGHT FORWARD			
TOTAL CARRIED FORWARD			

PLEASE MAKE CHECKS PAYABLE TO THE "STATE COMPTROLLER" page 1 of 6 pages

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 R310 11.

OFFICE OF THE STATE COMPTROLLER
 BUREAU OF JUSTICE COURT FUND
 PO BOX 22110
 ALBANY NY 12201-2110

JUSTICE IDENTIFICATION NO. 0836750397B

Town Justice
 Village Justice
 NAME GLADYS BRANAGAN

TOWN OR VILLAGE PLYMOUTH COUNTY CHENANGO
 MAILING ADDRESS P.O. BOX #27 PHONE NO. 607-336-1122
 Plymouth ZIP CODE 13831

Name of Defendant or Title of Action (Name of Plaintiff and Defendant) (1)	Statute and Section (2)	Brief Description of Offense (3)	Traffic Safety, Law Enforcement, & Disposition No. (4)	Arrest Date (5)	DISPOSITION		Fines, Forfeited Bail & Civil Penalties (8)	Civil Fees (9)	Mandatory Surcharge (10)	For Justice Court Fund Use Only (11)
					Date (6)	Sentence or Other (7)				
Robert Smith	5112A	AUD 2nd		4.3.4	12.10.7	5112A	500		125	AC
Robert Smith	375.31	inadeq muffler		4.3.4	4.22.4	37531			25	AC
Larry Snyder JR	375.31	inadeq muffler		12.3.1	12.27.7	375.31			25	AC
Larry Snyder JR	511.1A	AUD 3rd		12.3.1	12.27.7	511.1A	300		30	AC
Larry Snyder JR	221.05	Possion of MARJ		12.3.1	12.27.7	221.5	200	CE 10 CA 40	50	AH
Chester Spensee	1180b	Speeding		7.16.3	12.31.7	1110A	100		35	AC/AE
A.P. Thompson	402.1	No front plate		3.28.5	4.25.5	402.1	25		55	AC
Cheyenne Vita	1180.b	Speeding		11.13.5	1.20.6	1110A	100		55	AC/AE
Cheyenne Vita	221.05	unlawful possession MARIJUANA		11.13.5	1.20.6	221.05	150			AH
Helen Baette	1180b	Speeding		9.20.3	1.8.4	1110A	100		35	AC/AE
Tracey Reese	1229.C3	Seatbelt		6.25.7	7.26.01	1229.C			30	AB
Jennylee Naber	1172.A	fail to stop		11.14.3	12.14.3	1172			35	AB

I certify that the above is a true and complete statement of civil fees earned and criminal cases completed before me during the calendar month of Dec (2007)

Gladys Branagan
 Signature

Plymouth Town Justice 1-21-08
 Title Date

AC 8/125
 AB 5/300

AH 2/350

TOTAL THIS PAGE	1475	510
TOTAL BROUGHT FORWARD		
TOTAL CARRIED FORWARD		

PLEASE MAKE CHECKS PAYABLE TO THE "STATE COMPTROLLER"

page 2 of 6 pages

FS 25
 CE 10
 CA 40

15

OFFICE OF THE STATE COMPTROLLER
 BUREAU OF JUSTICE COURT FUND
 PO BOX 2210
 ALBANY NY 12201-2110

JUSTICE IDENTIFICATION NO. 08367503978

Town Justice NAME GLADYS BRANAGAN

Village Justice

TOWN OR VILLAGE PLYMOUTH COUNTY CHENANGO

MAILING ADDRESS P.O. Box #27 PHONE NO. 607-336-1122

Plymouth ZIP CODE 13831

Name of Defendant or Title of Action (Name of Plaintiff and Defendant) (1)	Statute and Section (2)	Brief Description of Offense (3)	Traffic Safety, Law Enforcement, & Disposition No. (4)	Arrest Date (5)	DISPOSITION		Fines, Forfeited Bail & Civil Penalties (8)	Civil Fees (9)	Mandatory Surcharge (10)	For Justice Court Fund Use Only
					Date (6)	Sentence or Other (7)				
Keith Blanchard	1180b	Speeding		2.5.2	2.21.2	1110A	30		30	AC/AE
Robert Brown	1229C3A	No seatbelt		11.19.4	8.6.5	1229C3A	35		35	AB
Robert Brown	12.29C3A	NO seatbelt		9.27.3	8.6.5	1229C3A	35		35	AB
Richard Brown	6001A	Leaving Scene property ^{Accident}		1.20.5	2.10.5	6001A			55	AC
Julie Ault	1180b	speeding		11.13.4	12.9.4	1110A			55	AC/AB
John Ault	1180b	Speeding		11.20.2	2.14.3	1110A			35	AC/AB
John Buffa	1180b	Speeding		9.17.3	4.27.7	1110A	100		55	AC/AB
Synthia Angell	1180b	Speeding		10.14.3	10.23.3	1110A			35	AC/AB
Jobie Conklin	1180b	speeding		1.24.7	4.24.7	1110A	100		55	AC/AB
Andrew Elder	511.1A	Agg unlicensed operation		12.17.3	9.8.4	511A	200		55	Q/AC
Andrew Elder	1172A	failed to stop @ stop sign		12.17.3	9.8.4	1172A			55	AB
Robin Erchler	120.00	Assault 3rd		6.16.5	7.28.5	120.00	100		50	AH

I certify that the above is a true and complete statement of civil fees earned and criminal cases completed before me during the calendar month of JUL 12007

gladys Branagan
 Signature

Plymouth Town Justice 1-21-08
 Title Date

AC - 9/200
 AB - 9/300

AH - 1/100

TOTAL THIS PAGE	600	550
TOTAL BROUGHT FORWARD		
TOTAL CARRIED FORWARD		

CE 20
 CA 30

FS 35
 CE 20
 CA 30
 CB 465

PLEASE MAKE CHECKS PAYABLE TO THE "STATE COMPTROLLER"
 page 3 of 4 pages

OFFICE OF THE STATE COMPTROLLER
 BUREAU OF JUSTICE COURT FUND
 PO BOX 22-10
 ALBANY NY 12201-2110

JUSTICE IDENTIFICATION NO. 08367503975

Town Justice NAME GLADYS BRANAGAN

Village Justice

TOWN OR VILLAGE PLYMOUTH COUNTY CHENANGO

MAILING ADDRESS P.O. Box #27 PHONE NO. 607-336-1122

Plymouth ZIP CODE 13831

Name of Defendant or Title of Action (Name of Plaintiff and Defendant) (1)	Statute and Section (2)	Brief Description of Offense (3)	Traffic Safety, Law Enforcement, & Disposition No. (4)	Arrest Date (5)	DISPOSITION		Fines, Forfeited Bail & Civil Penalties (8)	Civil Fees (9)	Mandatory Surcharges (10)	For Justice Court Fund Use Only
					Date (6)	Sentence or Other (7)				
Danelle Marshall	306b	uninspected MV		3-15-1	5-28-1	306b			50	AC
Stephen Marshall	1180b	speeding		9-26-1	10-11-1	1110A	100		50	AC/AB
Zane Marvin	1229.c3	NO Seatbelt		5-31-2	7-28-2	1229.c3			3	AB
William Mercer	1180b	speeding		4-11-4	10-11-4	1110A	100		55	AC/AB
Challen Ingraham	1180b	speeding		6-25-1	9-28-1	1110A	100		30	AC/AB
Diane Jillson	1180b	speeding		10-27-4	1-14-5	1110A			55	AC/AB
Michael Johnson	1180b	speeding		9-29-2	11-28-2	1110A			50	AC/AB
Janet Handy	1180b	speeding		1-28-7	5-24-7	1110A	100		55	AC/AB
Ricky Richards	3382	Public Health Law		7-12-5	7-21-5	3382	45		55	B?
Bess Fletcher	1180b	speeding		3-4-6	6-8-6	1110A	100		55	AC/AB
I. Getbehead	1229.c3	Seatbelt		5-25-7	6-13-7	1229.c3	25		35	AB

I certify that the above is a true and complete statement of civil fees earned and criminal cases completed before me during the calendar month of JUN 2007

Gladys Branagan
 Signature

Plymouth Town Justice
 Title

1-21-08
 Date

TOTAL THIS PAGE	570	525
TOTAL BROUGHT FORWARD		
TOTAL CARRIED FORWARD		

FS 35
 CE 30
 CA 35
 CB 35

PLEASE MAKE CHECKS PAYABLE TO THE "STATE COMPTROLLER"
 page 4 of 6 pages

AC 8/2
 AB 9/25

B? 7/15

11

OFFICE OF THE STATE COMPTROLLER
 BUREAU OF JUSTICE COURT FUND
 PO BOX 22110
 ALBANY NY 12201-2110

JUSTICE IDENTIFICATION NO. _____

Town Justice
 Village Justice

NAME _____

TOWN OR VILLAGE _____ COUNTY _____

MAILING ADDRESS _____ PHONE NO. _____

ZIP CODE _____

Name of Defendant or Title of Action (Name of Plaintiff and Defendant) (1)	Statute and Section (2)	Brief Description of Offense (3)	Traffic Safety, Law Enforcement, & Disposition No. (4)	Arrest Date (5)	DISPOSITION		Fines, Forfeited Bail & Civil Penalties (8)	Civil Fees (9)	Mandatory Surcharge (10)	For Justice Court Fund Use Only
					Date (6)	Sentence or Other (7)				
1 Frank Combes	375.3	Failed to Dim Light		9-24-5	11-30-5	375	25		35	AC
2 Share Conant	1192.2	DWI		5-22-5	6-23-5	1192.1	500	FT 25 FS 5	80	2 DW
3 Armond schaap	220.03	Controlled substance		2-16-4		220.3	1000	CE 20 CA 105	25	AH
4 Armond Schraap	220.05	unlawful possession		2-16-4		220.05	100	CE 20 CA 105	25	AH
5 Sabrina Oles	511.2	never appeared in court					1000			AC
6 MARK Tanner	509	unlicensed operator		8-10-1	5-13-3	509	200		35	AC
7 David Eaton	1192.2	DWI		6-5-6	12-31-7	1192.3	1000	FT 25 CE 20	190	2 DW
8 Joseph Button	1192.2	BAC over 0.0870		8-6-5	11-17-5	1192	300	FT 25 FS 5	80	DW
9 Dean Campbell	401.1A	unreg. m.v.		3-12-6	5-11-6	dismissed			55	AC
10 Sasha Gurka	1180b	speeding		9-2-6	1-26-7	1110A	100		55	AC/AB
11 Shelly Lafair	1120A	failed to keep light		3-18-6	5-26-6	1120A	100		55	AB
12 Chris Demosier	260.10	Endangering welfare of child		3-21-7	12-31-7	240.2b	150	CE 20 CA 20	100	AH/AH

I certify that the above is a true and complete statement of civil fees earned and criminal cases completed before me during the calendar month of Dec

TOTAL THIS PAGE	4475	935	
TOTAL BROUGHT FORWARD			FS 35 FT 75
TOTAL CARRIED FORWARD			CE 80 CA 290 CB 455

Gladius Aranga
 Signature

Plymouth TOWN JUSTICE: 1-21-08
 Title Date

PLEASE MAKE CHECKS PAYABLE TO THE "STATE COMPTROLLER"
 page 5 of 6 pages

AC 5/25
 AB 2/20

AH- 4/1250
 DW- 3/1800

14

OFFICE OF THE STATE COMPTROLLER
 BUREAU OF JUSTICE COURT FUND
 PO BOX 2240
 ALBANY NY 12201-2110

JUSTICE IDENTIFICATION NO. 08367503975

Town Justice

NAME GLADYS BRANAGAN

Village Justice

TOWN OR VILLAGE PLYMOUTH

COUNTY CHENANGO

MAILING ADDRESS P.O. BOX #27

PHONE NO. 607-336-1122

Plymouth

ZIP CODE 13831

Name of Defendant or Title of Action (Name of Plaintiff and Defendant) (1)	Statute and Section (2)	Brief Description of Offense (3)	Traffic Safety, Law Enforcement, & Disposition No. (4)	Arrest Date (5)	DISPOSITION		Fines, Forfeited Bail & Civil Penalties (8)	Civil Fees (9)	Mandatory Surcharge (10)	For Justice Court Fund Use Only
					Date (6)	Sentence or Other (7)				
Carolyn Naubald	401.1A	uninspected MV		9.25.4	10.14.4	401.1A	50		5	AC
Tom O'HARA	122a3a	Seat belt		1.30.2	4.25.2	122a3a			3	AB
Nicole Fredmoe	1180b	Speeding		9.13.4	10.25.4	1110A	100		5	AC/AC
Reinebus Koeber	1180b	Speeding		1.31.5	4.25.5	1110A			5	AC/AC
TRAVOR LACROIX	1128A	moving from lane unsafely		10.8.4	11.11.4	1128A	50		5	AB
TRAVOR LACROIX	140.05	Tires passing		10.8.4	11.11.4	140.05	100	LESS CASE	100	AH
Shelly Laflair	319.1	operating w/o insurance		3.18.6	5.25.6	1110A	100		5	AC/AC
Deby Lanphere	1180b	Speeding		9.6.3	10.9.3	1110A			3	AC/AC
C. Leonard	1180b	Speeding		7.21.5	11.1.5	1110A	100		5	AC/AC
Mary Lopez	1180b	Speeding		2.2.5	12.18.5	1110A	50		5	AC/AC
Michael Mahary	1180b	Speeding		2.14.5	2.24.5	1110A	150		5	AC/AC
Bruce Brasee	1192.3	DIOT		8.28.7	12.31.7	1192.3	750	FT 25 CE 20	190	DW

I certify that the above is a true and complete statement of civil fees earned and criminal cases completed before me during the calendar month of December

2007

Gladys Branagan
 Signature

Plymouth Town Justice

Title

1-21-08

Date

AC - 950
 AB - 9/550

DW - 1/950
 AH - 1/100

TOTAL THIS PAGE	1450		800	FS 45 FT 25 CE 40 CA 80 CB 610
TOTAL BROUGHT FORWARD				
TOTAL CARRIED FORWARD	10,881	5.00	36.70	

PLEASE MAKE CHECKS PAYABLE TO THE "STATE COMPTROLLER"

page 2 of 4 pages

EXHIBIT B



THOMAS P. DINAPOLI
COMPTROLLER

STATE OF NEW YORK
OFFICE OF THE STATE COMPTROLLER
110 STATE STREET
ALBANY, NEW YORK 12236

STEVEN J. HANCOX
DEPUTY COMPTROLLER
DIVISION OF LOCAL GOVERNMENT
AND SCHOOL ACCOUNTABILITY
Tel: (518) 474-4037 Fax: (518) 486-6479

8/8 - left message

June 5, 2008

Hon. Gladys Branagan
PO Box 9
Plymouth, NY 13832

Dear Justice Branagan:

We are returning your check #200 due to the discrepancy between the legal amount and numerical amount. Please issue a correct check and mail to:

Office of the State Comptroller
Justice Court Fund
110 State St., 9th Fl
Albany, NY 12201
Attn: Kathy McClary

If you have any questions, I can be reached at () - . Thank you.

Sincerely,

Kathy McClary

Kathy McClary
Senior Accountant
Justice Court Fund

7/16 - left message

7/24 - called + talked w/ daughter
left message for her to call.

7/24 - Called again after 4pm
when she was supposed
to be home - No answer,
left another message.

7/29 Called her again - said she gave all her ^{unused} checks
to the supervisor. I told her to go to the bank
+ have a bank check drawn on the account. Said
she would do it tomorrow.

GLADYS C. BRANAGAN
TOWN JUSTICE
P.O. BOX 9
PLYMOUTH, NY 13832

50-361/213
7000859103

200

DATE 5-15-08

PAY TO THE
ORDER OF

Ny state comptroller \$14,560
forteen dollars & five hundred sixty dollars ^{+00/100} DOLLARS

NBT
BANK of Sberburne, NY 8

MEMO _____

Gladys C Branagan MP
0200

SAFETY PAPER

EXHIBIT C

- Track Your Expenses... TAX DEDUCTIBLE ITEM
- Mortgage / Rent
 - Transportation
 - Entertainment & Travel
 - Gas / Electric
 - Credit Card
 - Medical / Dental
 - Telephone
 - Taxes
 - Dependent Care
 - Food
 - Insurance (Life, Home, Auto)
 - Savings & Investment
 - Clothing
 - Home Improvement (Maintenance, Repairs)
 - Other _____

DO NOT USE FOR REORDERING

11-31-08

New York Computer Inc
 four thousand dollars + five hundred sixty

- ...Here's How:
- Carry balance forward
 - Check type of expense
 - Add details on memo line
 - Retain duplicates in Deluxe Check box

BAL. FOR'D	
THIS PAYMENT	14,500
BALANCE	16,000
OTHER	
BAL. FOR'D	

Memo _____



NOT NEGOTIABLE

EXHIBIT D



ALAN G. HEVESI
COMPTROLLER

STATE OF NEW YORK
OFFICE OF THE STATE COMPTROLLER
110 STATE STREET
ALBANY, NEW YORK 12236
August 30, 2006

MARK P. PATTISON
DEPUTY COMPTROLLER
DIVISION OF LOCAL GOVERNMENT SERVICES
AND ECONOMIC DEVELOPMENT
Tel: (518) 474-4037 Fax: (518) 486-6479

Supervisor
Town of Plymouth
3676 State Hwy 23
South Plymouth NY 13844

Re: Justice ID# 0836750397B
Honorable Gladys Branagan

Dear Supervisor:

This is official notification that the above referenced justice has not properly reported to the State Comptroller for the following month(s):

04/2006 05/2006 06/2006

Pursuant to section 27 of the Town Law and section 4-410 of the Village Law, every town and village justice must file a report monthly with the State Comptroller. The report, certification, or remittance if any, is due by the tenth of the month following the report month (e.g. the April report by the tenth of May). A report must be sent to us even if it is to indicate that no activity occurred in that month. In the event that a justice fails to properly report or properly account for any moneys received by such justice, the chief fiscal officer will be notified. Upon receipt of such notice from the State Comptroller, it shall be unlawful for the town or village to make any further payment of compensation to such justice until receipt of a notice from the Comptroller that a proper accounting has been made.

No further compensation should be made to this justice until further notice from this office. Please sign the attached copy of this notification and return it to:

Office of the State Comptroller
Justice Court Fund
110 State Street
Albany, NY 12236

Sincerely,

Tammi Coburn-Sossel
Manager
Justice Court Fund

Signature

12/16/06

Date

EXHIBIT E



NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

RAOUL LIONEL FELDER, *CHAIR*
HON. THOMAS A. KLONICK, *VICE CHAIR*
STEPHEN R. COFFEY
COLLEEN C. DIPIRRO
RICHARD D. EMERY
PAUL B. HARDING
MARVIN E. JACOB
HON. JILL KONVISER
HON. KAREN K. PETERS
HON. TERRY JANE RUDERMAN
MEMBERS
JEAN M. SAVANYU
CLERK

518-474-5617 518-486-1850
TELEPHONE FACSIMILE
www.scjc.state.ny.us

ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL
CATHLEEN S. CENCI
CHIEF ATTORNEY, ALBANY
JOHN J. POSTEL
CHIEF ATTORNEY, ROCHESTER
ALAN W. FRIEDBERG
CHIEF ATTORNEY, NEW YORK
JEAN JOYCE
SENIOR ATTORNEY
KATHRYN J. BLAKE
MELISSA R. DIPALO
STEPHANIE A. FIX
BRENDA CORREA
STAFF ATTORNEYS

PERSONAL AND CONFIDENTIAL

April 9, 2007

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

The Commission on Judicial Conduct is investigating a complaint that in *People v.* [REDACTED] and *People v.* [REDACTED] you failed to timely return bail moneys posted on behalf of the defendants, notwithstanding numerous requests following the disposition of the cases. A copy of the complaint is enclosed. In connection with this matter, the Commission requests that you respond, in writing, to the following questions by April 25, 2007.

1. Did you preside over and dispose of *People v.* [REDACTED] and *People v.* [REDACTED]. Assuming that you did, please provide with your response a complete copy of each of the court files in [REDACTED] and [REDACTED], including the docket/case history reports.
2. With respect to *People v.* [REDACTED] did the defendant's mother, Anna Morehead, post \$1,500 bail for the defendant with the Chenango County Sheriff's Department on or about April 8, 2006, as indicated in Exhibit A of Mr. Clippinger's complaint? If so, was the bail subsequently transferred to you by the sheriff's department?
3. Did you deposit the [REDACTED] bail into your official bank account? If so, please state when you deposited it into your account and provide copies of the appropriate receipt, cashbook entry, deposit ticket, and bank statement documenting the deposit of the [REDACTED] bail.

Hon. Gladys C. Branagan

April 9, 2007

Page 2

4. Did you receive a letter from the sheriff's department, dated April 13, 2006, in which Anna Morehead was identified as the individual posting bail for the defendant and that the bail should be returned to her? (See Exhibit A of the complaint.)
5. Did you dispose of *People v.* [REDACTED] on or about April 27, 2006? If so, please state how the case was disposed of.
6. Did you immediately return the \$1,500 bail to Anna Morehead? If not, please state why.
7. Did you receive telephone calls and letters from both Ms. Morehead and Mr. Clippinger through July 2006, as shown more fully in Exhibits A and B of Mr. Clippinger's complaint, repeatedly requesting that you respond to Ms. Morehead's request for the return of bail? If so, please state whether you responded to Ms. Morehead and Mr. Clippinger's requests, and if so, to whom you responded, how you responded, and when. Please provide copies of any written response you may have made to either of them. If you did not respond, please state why.
8. Did you write a check returning Ms. Morehead's \$1,500 bail on November 7, 2006, as evidenced by attached check number 241, dated October 10, 2006, and the accompanying envelope? If so, please state why you did not return the bail sooner. In addition, please state why you dated the check to Ms. Morehead October 10, 2006, but did not send it until November 7, 2006.
9. With respect to *People v.* [REDACTED] was bail in the amount of \$500 posted with the Chenango County Sheriff's Department on or about May 1, 2004, and later transferred to you by the sheriff's department? (See Exhibit C of Mr. Clippinger's complaint.) If so, please state:
 - a. When you received the bail from the sheriff's department.
 - b. When you deposited the \$500 bail into your official account. Please provide copies of the receipt you issued for the bail, cashbook entry, deposit ticket, and bank statement, documenting the deposit of the [REDACTED] bail.
10. Did you subsequently preside over and dispose of *People v. B* [REDACTED]? If so, please state the disposition of the *B* [REDACTED] case and the date of disposition.

11. As referenced in Exhibit C of his complaint, did you receive correspondence dated May 26, 2005, from Mr. Clippinger, in which he provided to you a copy of the original bail receipt endorsed to his law office and requested that you return defendant [REDACTED] bail to him? If so:
 - a. Did you return the bail? If so, please state when you returned the bail and provide copies of supporting documentation.
 - b. If you did not return the bail, please state why.
12. Did you receive a second letter from Mr. Clippinger, dated July 18, 2006, referenced in Exhibit C, in which he again requested return of the [REDACTED] bail to him? If so, did you do so? If not, please state why.
13. Did you receive a third letter referenced in Exhibit D of the complaint, from Mr. Clippinger dated July 28, 2006, again requesting that the [REDACTED] bail be returned to him? If so, did you respond to his request, either by returning the bail or contacting him to explain why you would not return the bail?
14. Have you, to date, returned the [REDACTED] bail to Mr. Clippinger as requested? If so, please provide supporting documentation to show the return of bail. If you have not returned the bail, please state why you have not done so.
15. Did you receive a letter dated September 27, 2004, from the civil office of the Chenango County Sheriff's Department, a copy of which is attached, which indicated that you had failed to cash check number 24774 relative to [REDACTED] If so:
 - a. Have you responded to the letter? If so, please state how and when, and provide a copy of any written response you made.
 - b. If you did not take any action to correct the matter, please state why. (As indicated on the handwritten portion of the letter, it appears that you have never cashed or deposited this check nor have you ever contacted Chief Civil Clerk Patricia Collier to address the issue.)
16. The September 27, 2004, letter to you from Ms. Collier also indicates that check number 24671 sent to you on or about April 13, 2004, in the amount

Hon. Gladys C. Branagan

April 9, 2007

Page 4

of \$1,000 was never cashed or deposited by you until September 30, 2004, over five months later.

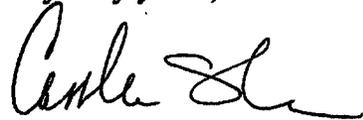
- a. Please provide the name of the case referenced by check number 24671 and please provide a copy of the complete court file.
- b. Why did you fail to deposit the bail into your official account for over five months?
- c. Were you aware of, and do you believe you complied with, Section 214.9 of the Uniform Civil Rules for the Justice Courts, which requires that all moneys received in your capacity as town justice must be deposited into your official bank account within 72 hours of receipt?

Please number each answer to correspond to the number of the question you are answering. Feel free to include any information that you believe is relevant.

For your information, I am enclosing a copy of the Commission's Operating Procedures and Rules.

Thank you for your attention to this matter.

Very truly yours,



Cathleen S. Cenci
Chief Attorney

CSC:drp:gd
Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger



607-627-6811
Fax 607-627-6816

August 24, 2006

Commission on Judicial Conduct
61 Broadway
12th Floor
New York NY 10006

re: Town of Plymouth Justice Gladys Branagan

Dear Commission:

Gladys Branagan has failed to return bail money in two cases with which I am involved, or even to respond to my letters and phone calls about the matters.

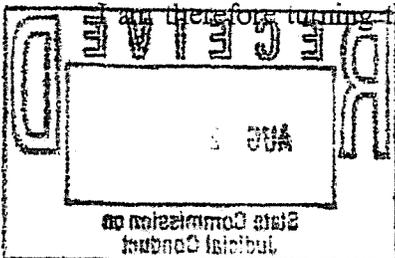
██████████
Mr. ██████████ mother, Anna Morehead, has been attempting, unsuccessfully, to obtain the bail which she paid returned to her by Judge Branagan, as shown in the attached letters labeled Exhibit A.

I have sent three letters to Judge Branagan on Mrs. Morehead's behalf, one of which was sent registered, and I am including the proof of delivery. (Exhibit B).

██████████
On May 26, 2005 I submitted the bail receipt on ██████████ endorsed to my office, for return of the bail, as I had agreed to accept the bail receipt as retainer in this matter.

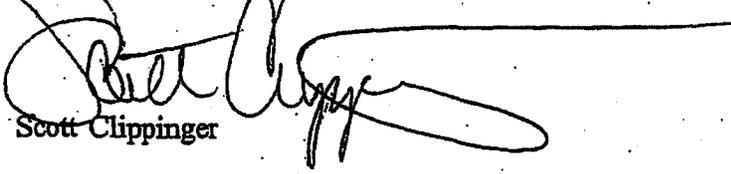
On July 18, 2006 I again sent the judge a letter requesting the bail money be sent to me (Exhibit C), and at the end of July, I sent another letter to Judge Branagan by certified mail again asking her to contact me about these two matters (Exhibit D), but I have had no response.

I am therefore turning this matter over to you.



Sincerely,

CLIPINGER LAW OFFICES

A handwritten signature in black ink, appearing to read "Scott Clippinger", with a long horizontal line extending to the right.

Scott Clippinger

SC/jsc

RECEIVED

June 5, 2006

██████████
Orlando, Florida 32828

Honorable Gladys Branagan, Justice
Town of Plymouth Court
P. O. Box 9
Plymouth, NY 13832

Give your information!

Re: Richard E. Morehead (Bail money)

Dear Judge:

This letter is a follow-up to a telephone conference that I had with you more than three (3) weeks ago regarding return of the bail money that I posted.

Since this matter was settled on April 27, 2006; the required appearance dates met and the matter settled agreeably, I am entitled to return of the subject money.

Enclosed herewith is a copy of Debbie Monk's letter, Civil Clerk at the Office of The Sheriff in Chenango County, dated April 13, 2006, instructing that the bail money be returned to the undersigned.

Kindly return the money at your earliest convenience to the undersigned at ██████████ ██████████, Orlando, Florida 32828.

Thank you for your prompt attention to this matter.

Very truly yours,

Anna M. Morehead

CC: Scott Clippinger, Esq.

ENC.

Address 232 Blakman Road Norwich NY 13815
One Thousand Five Hundred Dollars and 00/100 \$ 1500.00
 FOR Bail

ACCOUNT		HOW PAID	
BEGINNING BALANCE		CASH	<u>XX</u>
AMOUNT PAID		CHECK	
BALANCE DUE		MONEY ORDER	

BY CD Haddock 9601

Debbie
Civil
607/334-5170

PEOPLE OF THE STATE OF NEW YORK
 -v-
RICHARD E. MOREHEAD
(DEFENDANT)

CHARGE (S):
 1. **HARASSMENT 2ND** X
 2. _____
 3. _____
 4. _____
 5. _____

Said bailor hereby undertakes that the above-named defendant will appear in such action or proceeding whenever required and will at all times appear as ordered by the court.

APPEARANCE DATE : April 13, 2006
PLACE : Town of Plymouth Court
TIME : 7:30 PM

STATUS OF ACTION:
XX **ARRAIGNMENT** **CONFERENCE** **GRAND JURY**
 TRIAL **FELONY HEARING** **APPEAL**
 SENTENCE **OTHER**

RM I acknowledge that if the defendant fails to appear as directed to do so that the cash bail will be forfeited.
RM I acknowledge that the defendant may request that the cash bail be transferred to Superior Court if the action is so transferred.
RM I Acknowledge that the Pounds Fee Of 3% of the bail posted herein Will Be Deducted from the said bail at the time of refund or forfeiture, unless the action is terminated in favor of the defendant pursuant to CPL 160.50

DATE BAIL POSTED: April 8, 2006.
AMOUNT OF BAIL POSTED: \$1500.00

RECEIPT # 252697
Richard E Morehead
 Signature of Bailor

(Leave Blank)
 Countersignature for refund of bail:

 Signature of Bailor



OFFICE OF THE SHERIFF

Chenango County

Thomas J. Loughren
Sheriff

Ernest R. Cutting, Jr.
Undersheriff

279 County Route 46, Norwich, NY 13815-2238

Phone (607) 334-2000 • Civil Division (607) 334-5175 • Corrections Division (607) 336-1402 • Fax # (607) 336-1568

April 13, 2006

Plymouth Town Court
Judge Branagan
PO Box 9
Plymouth, NY 13832

RE: [REDACTED] Bail

Dear Judge Branagan:

The bail paid for [REDACTED] should be returned to Anna Morehead as she is the individual that paid the bail. Ms Morehead sent the money by western union. Anna Morehead's address is - [REDACTED] Orlando, FL 32828.

If you have any questions please contact our office.

Very truly yours,

Debby Monk
Debby Monk
Civil Clerk

For your information!

RECEIVED

Orlando, Florida 32828

Phone: [REDACTED]

June 26th, 2006

Scott Clippinger, Esq.
48 Hale Street
Norwich, New York 13815

Re: Richard E. Morehead - Bail Money

Dear Mr. Clippinger:

This letter is a follow-up to my three previous phone calls to your office concerning the failure of Judge Branagan to return bail money to me.

I am at a loss to understand why the Judge has failed to return the money to me -- \$1500.00 -- that I believe has to returned to me in full!!! Enclosed for your reference is a copy of a letter that the Chenango County Sheriff wrote to Judge Branagan on April 13, 2006.

Kindly note that I have written to her and called her three times to no avail.

Please be advised that unless the bail money is received by the undersigned in the very near future, I intend to file a complaint against Judge Branagan with the New York State Commission on

Judicial Conduct. I believe that the Judge is in violation of Sections 100.3a5 and 100.3b1 of the Rules Governing Judicial Conduct by failing to promptly dispose of the business of her court, and is neglecting her adjudicative and administrative responsibilities.

Also, enclosed is one of my checks, payable to your order, in the sum of \$50.00. Please apply this payment to Richard's outstanding account. The enclosed check leaves a balance due to you of \$513.00.

Thank you for your time and attention to this matter.

Very truly yours,

Anna M. Morehead
Anna M. Morehead

Enc.

RECEIVED

██████████
Orlando, Florida 32828
Phone: ██████████
July 24th, 2006

Scott Clippinger, Esq.
48 Hale Street
Norwich, New York 13815

Re: Richard E. Morehead - Old account

Dear Mr. Clippinger:

Enclosed herewith is my check, payable to your order, in the sum of \$50.00. The enclosed check represents payment on Richard's OLD ACCOUNTS. The balance remaining due after this payment will be \$463.00. Please note that I intend to pay on this account regularly until you are paid in full.

Kindly let me know what Judge Branagan has done with the bail money that belongs to me. As of the date of this letter, I have yet to receive the money or have any response from her concerning it. I am furious about the way the Judge has handled this matter -- she has absolutely no right to keep money belonging to me. To reiterate, I still feel that the Judge is in violation of the Rules Governing Judicial Conduct by failing to promptly dispose of the business of her court, and has neglected her adjudicative and administrative responsibilities. Please advise.

Thank you for your time and attention to this matter.

Very truly yours,

Anna M. Morehead

Anna M. Morehead

Enc.

Clippinger Law Offices

PO Box 272 - 1 West Main Street
Smyrna, New York 13464-0272

Scott Clippinger



607-627-6811
Fax 607-627-6816
internet scott@clippinger.org

June 1, 2006

Hon. Gladys Branagan
Plymouth Town Justice
PO Box 9
Plymouth 13892

re: [REDACTED] Jr.

Dear Judge Branagan:

The defendant's mother has called to say she has not received the return of the bail in this matter. I would appreciate your checking into this. Thank you.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

cc: Anna Morehead

Clippinger Law Offices

48 Hale Street
Norwich, New York 13815

607-336-4657
Fax 607-336-1628

Scott Clippinger



June 22, 2006

Hon. Gladys Branagan
Town of Plymouth Justice Court
PO Box 9
Plymouth NY 13832

re: People v. [REDACTED]

Your Honor:

I am writing to confirm the message which my office left on your voice mail regarding the above-noted defendant's bail.

Mr. [REDACTED]'s grandmother Anna Morehead has again been in contact with me about the return of the bail money which she paid to the Court. She is quite upset that it has not been returned, despite apparently repeated requests.

She stated emphatically that if she does not have it by the beginning of July, she will send a letter to the Commission on Judicial Conduct.

Thank you for your prompt attention to this matter.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

SC/jsc

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger

607-627-6811
Fax 607-627-6816



July 28, 2006

Hon. Gladys Branagan
Town of Plymouth Court
P.O. Box 9
Plymouth NY 13832

re: Return of Bail Money

Your Honor:

I have received no answer to my letters regarding the return of [REDACTED] [REDACTED] bail to Anna Morehead, and returning to me [REDACTED] bail money.

I need to know if the bail money in either case was returned to the defendant, or if there is some other reason you are not releasing it.

As previously advised, Mrs. Morehead has said she would take this to the Commission, and her patience is, understandably, running out with my attempts to obtain her bail money.

Please contact me as soon as you receive this letter.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

CERTIFIED

SC/jsc

91 7108 2133 3931 1518 1294



Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

Account Number: 32443277

Carrier: USPS

Tracking Number: 9171082133393115181294

Status: Delivered

Date: July 29, 2006 10:37 am

City: PLYMOUTH

State: NY

[Print](#)

[Close](#)

History

July 29, 2006, 10:12 am Notice Left, PLYMOUTH, NY, 13832

July 28, 2006, 7:42 pm Electronic Shipping Info Received, SMYRNA, NY, 13464

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger



607-627-6811
Fax 607-627-6816

May 26, 2005

Hon. Gladys Branagan
Town of Plymouth Justice
PO Box 9
Plymouth NY 13832

re: [REDACTED]

Your Honor:

I am enclosing [REDACTED] original bail receipt, which is endorsed as being payable to Clippinger Law Offices.

In light of the dismissal of the charges, kindly forward the bail money to me, payable to Clippinger Law Offices. I am enclosing a SASE for your convenience.

Your courtesies are appreciated.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

cc: [REDACTED]

SC/jsc

31000A • Computerized • 51654-NCR Duplicate • 51657-N-CI, 7/94/2222

SHERIFF THOMAS J. LOUGHREN
CHENANGO COUNTY SHERIFF'S OFFICE
14 WEST PARK PLACE
NORWICH, N.Y. 13828

DATE 5-1-04 RECEIVED FROM Bronk Brown ADDRESS 307 St Hwy 26 Pitcher NY
Five hundred DOLLARS \$ 500.00
OR Michael Brown cash bail to waapp
5/13/04

ACCOUNT	HOW PAID
BEGINNING BALANCE	CASH <u>500.00</u>
AMOUNT PAID	CHECK
BALANCE	MONEY

Check paid to
Clippenger Law
Office instead
of myself
Brenda S. B.

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger



607-627-6811
Fax 607-627-6816

July 18, 2006

Hon. Gladys Branagan
Town of Plymouth Justice
PO Box 9
Plymouth NY 13832

re: [REDACTED]

Your Honor:

I am enclosing a copy of the letter which I sent to you on May 26, 2005, with the bail receipt in the above-noted matter.

My bookkeeper has just brought to my attention that we have never received the bail money from you.

Please forward it to me immediately. As you can see from the endorsement on the back, it is to be paid to my office.

Please let me know if there is any reason why the bail will not be sent to me by the end of the month.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

CERTIFIED

SC/jsc

91 7108 2133 3931 1518 1249



Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

Account Number: 32443277

Carrier: USPS

Tracking Number: 9171082133393115181249

Status: Delivered

Date: July 20, 2006 4:35 pm

City: PLYMOUTH

State: NY



History

July 20, 2006, 2:57 pm Notice Left, PLYMOUTH, NY, 13832

July 18, 2006, 7:47 pm Electronic Shipping Info Received, SMYRNA, NY, 13464

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger



607-627-6811
Fax 607-627-6816

July 28, 2006

Hon. Gladys Branagan
Town of Plymouth Court
P.O. Box 9
Plymouth NY 13832

re: Return of Bail Money

Your Honor:

I have received no answer to my letters regarding the return of [REDACTED] bail to Anna Morehead, and returning to me [REDACTED] bail money.

I need to know if the bail money in either case was returned to the defendant, or if there is some other reason you are not releasing it.

As previously advised, Mrs. Morehead has said she would take this to the Commission, and her patience is, understandably, running out with my attempts to obtain her bail money.

Please contact me as soon as you receive this letter.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

CERTIFIED

SC/jsc

91 7108 2133 3931 1518 1294



Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

Account Number: 32443277

Carrier: USPS
Tracking Number: 9171082133393115181294
Status: Delivered
Date: July 29, 2006 10:37 am
City: PLYMOUTH
State: NY

Print

Close

History

July 29, 2006, 10:12 am Notice Left, PLYMOUTH, NY, 13832
July 28, 2006, 7:42 pm Electronic Shipping Info Received, SMYRNA, NY, 13464

September 27, 2004

Plymouth Town Court
PO Box 9
Plymouth, NY 13832

RE: Bail Checks - not cashed

Dear Justice Branagan:

Our records indicate that you have not cashed the following checks:

<u>Date</u>	<u>Check No.</u>	<u>Amount</u>
5/11/04	24774	\$500.00
4/13/04	24671	\$1000.00 - Cleared bank 9/30/04

If you have received these checks, please cash them immediately. If you never received them, please fill in and return the attached *Application for Replacement of Check* forms so new checks can be issued.

If we do not hear from you by October 8, 2004 and the checks are not returned in our next bank statement, payment will be stopped on the checks and the funds will be turned over to our County Treasurer as unclaimed.

Very truly yours,

Patricia Collier
Chief Civil Clerk

OK 24774 - never cashed -
No reply to this letter
Sent to County Treasurer
as unclaimed funds on
4/29/05
Judge never inquired about
this

7006 0810 0002 0067 9114

U.S. Postal Service™
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For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 1.22
Certified Fee	2.45
Return Receipt Fee (Endorsement Required)	118.50
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 122.17

APR 09 2007
12207
POSTMARK

Sent To: Hon. Gladys C. Branagan
 Street, Apt. No., or PO Box No.: P.O. Box 27
 City, State, ZIP+4: Plymouth, NY 13832

001A-202, 12/14-008

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee <i>Gladys Branagan</i></p> <p>B. Received by (Printed Name) <input type="checkbox"/> C. Date of Delivery <i>Gladys Branagan</i> <i>DA-4-110</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p><i>Hon. Gladys C. Branagan</i> <i>P.O. Box 27</i> <i>Plymouth, NY 13832</i></p>	<p>3. Service Type</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7006 0810 0002 0067 9114</p>

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

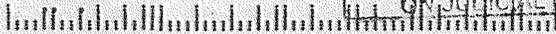
• Sender: Please print your name, address, and ZIP+4 in this box •

STATE OF NEW YORK
38-40 STATE STREET
ALBANY, NEW YORK 12201

RECEIVED

APR 13 2007

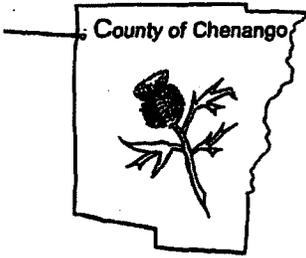
STATE COMMISSION
ON JUDICIAL CONDUCT



COSC

EXHIBIT F

07/A-008



TOWN OF PLYMOUTH
Hon. Gladys C. Branagan
TOWN JUSTICE
P.O. Box #27
Plymouth, New York 13832



Telephone: (607) 336-5720

APRIL 25 2007

DEAR CHIEF ATTORNEY CENCI:

I HAD left messages for Civil Dept of CHENANGO COUNTY SHERIFF'S OFFICE AND THEY ARE WAITING FOR BANK TO CALL THEM BACK RE ACCT CHECK WAS DEPOSITED IN I ALSO HAVE BEEN UNABLE TO GET IN TOUCH WITH MARY BLOWN ABOUT BAIL INFO. THIS COURT HAS NEVER RECD BAIL MONEY. I HAVEN'T BEEN ABLE TO DEVOTE THE TIME REQUIRED TO ANSWER ALL THE QUESTIONS. I HAVE BEEN ON LEAVE FOR FAMILY EMERGENCY FOR 3 WKS. I KNOW THE IMPORTANCE OF THIS MATTER. I AM ABLE TO DEVOTE THE PROPER TIME NOW.

Gladys Branagan

Gladys Branagan

EXHIBIT G



NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

518-474-5617 518-486-1850
TELEPHONE FACSIMILE

www.scjc.state.ny.us

RAOUL LIONEL FELDER, *CHAIR*
HON. THOMAS A. KLONICK, *VICE CHAIR*
STEPHEN R. COFFEY
COLLEEN C. DIPIRRO
RICHARD D. EMERY
PAUL B. HARDING
MARVIN E. JACOB
HON. JILL KONVISER
HON. KAREN K. PETERS
HON. TERRY JANE RUDERMAN
MEMBERS
JEAN M. SAVANYU
CLERK

PERSONAL AND CONFIDENTIAL

April 27, 2007

ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL

CATHELEN S. CENCI
CHIEF ATTORNEY, ALBANY

JOHN J. POSTEL
CHIEF ATTORNEY, ROCHESTER

ALAN W. FRIEDBERG
CHIEF ATTORNEY, NEW YORK

JEAN JOYCE
SENIOR ATTORNEY

KATHRYN J. BLAKE
MELISSA R. DIPALO
STEPHANIE A. MCNINCH
BRENDA CORREA
STAFF ATTORNEYS

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

This will acknowledge receipt of your letter dated April 25, 2007.

Your time to submit your response has been extended to May 9,
2007.

Very truly yours,

Cathleen S. Cenci
Chief Attorney

CSC:gd

EXHIBIT H



NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
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ALBANY, NEW YORK 12207

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HON. KAREN K. PETERS
HON. TERRY JANE RUDERMAN
MEMBERS
JEAN M. SAVANYU
CLERK

ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL
CATHLEEN S. CENCI
DEPUTY ADMINISTRATOR, ALBANY
JOHN J. POSTEL
DEPUTY ADMINISTRATOR, ROCHESTER
ALAN W. FRIEDBERG
DEPUTY ADMINISTRATOR, NEW YORK
JEAN JOYCE
SENIOR ATTORNEY
KATHRYN J. BLAKE
MELISSA R. DIPALO
STEPHANIE A. FIX
BRENDA CORREA
STAFF ATTORNEYS

PERSONAL AND CONFIDENTIAL

May 16, 2007

Honorable Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

On April 9, 2007, the State Commission on Judicial Conduct wrote to you requesting your reply to certain matters. On April 27, 2007, the State Commission on Judicial Conduct wrote to you extending your time to respond to May 9, 2007. Copies of the letters are attached.

Please respond to the April 9, 2007 letter by May 23, 2007. Your failure to respond may be found by the Commission to be a failure to cooperate with the investigation.

Very truly yours,

Cathleen S. Cenci
Deputy Administrator

CSC:ls
Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED



NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

518-474-5617 518-486-1850
TELEPHONE FACSIMILE

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HON. KAREN K. PETERS
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MEMBERS
JEAN M. SAVANYU
CLERK

PERSONAL AND CONFIDENTIAL

April 27, 2007

ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL

CATHLEEN S. CENCI
CHIEF ATTORNEY, ALBANY

JOHN J. POSTEL
CHIEF ATTORNEY, ROCHESTER

ALAN W. FRIEDBERG
CHIEF ATTORNEY, NEW YORK

JEAN JOYCE
SENIOR ATTORNEY

KATHERYN J. BLAKE
MELISSA R. DIPALO
STEPHANIE A. MCNINCH
BRENDA CORREA
STAFF ATTORNEYS

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

This will acknowledge receipt of your letter dated April 25, 2007.

Your time to submit your response has been extended to May 9,
2007.

Very truly yours,

Cathleen S. Cenci
Chief Attorney

CSC:gd



NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

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KATHRYN J. BLAKE
MELISSA R. DIPALO

STEPHANIE A. FIX
BRENDA CORREA
STAFF ATTORNEYS

PERSONAL AND CONFIDENTIAL

April 9, 2007

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

The Commission on Judicial Conduct is investigating a complaint that in *People v.* [REDACTED] and *People v.* [REDACTED] you failed to timely return bail moneys posted on behalf of the defendants, notwithstanding numerous requests following the disposition of the cases. A copy of the complaint is enclosed. In connection with this matter, the Commission requests that you respond, in writing, to the following questions by April 25, 2007.

1. Did you preside over and dispose of *People v.* [REDACTED] and *People v.* [REDACTED]. Assuming that you did, please provide with your response a complete copy of each of the court files in [REDACTED] and [REDACTED], including the docket/case history reports.
2. With respect to *People v.* [REDACTED] did the defendant's mother, Anna Morehead, post \$1,500 bail for the defendant with the Chenango County Sheriff's Department on or about April 8, 2006, as indicated in Exhibit A of Mr. Clippinger's complaint? If so, was the bail subsequently transferred to you by the sheriff's department?
3. Did you deposit the [REDACTED] bail into your official bank account? If so, please state when you deposited it into your account and provide copies of the appropriate receipt, cashbook entry, deposit ticket, and bank statement documenting the deposit of the [REDACTED] bail.

Hon. Gladys C. Branagan

April 9, 2007

Page 2

4. Did you receive a letter from the sheriff's department, dated April 13, 2006, in which Anna Morehead was identified as the individual posting bail for the defendant and that the bail should be returned to her? (See Exhibit A of the complaint.)
5. Did you dispose of *People v.* [REDACTED] on or about April 27, 2006? If so, please state how the case was disposed of.
6. Did you immediately return the \$1,500 bail to Anna Morehead? If not, please state why.
7. Did you receive telephone calls and letters from both Ms. Morehead and Mr. Clippinger through July 2006, as shown more fully in Exhibits A and B of Mr. Clippinger's complaint, repeatedly requesting that you respond to Ms. Morehead's request for the return of bail? If so, please state whether you responded to Ms. Morehead and Mr. Clippinger's requests, and if so, to whom you responded, how you responded, and when. Please provide copies of any written response you may have made to either of them. If you did not respond, please state why.
8. Did you write a check returning Ms. Morehead's \$1,500 bail on November 7, 2006, as evidenced by attached check number 241, dated October 10, 2006, and the accompanying envelope? If so, please state why you did not return the bail sooner. In addition, please state why you dated the check to Ms. [REDACTED] October 10, 2006, but did not send it until November 7, 2006.
9. With respect to *People v.* [REDACTED] was bail in the amount of \$500 posted with the Chenango County Sheriff's Department on or about May 1, 2004, and later transferred to you by the sheriff's department? (See Exhibit C of Mr. Clippinger's complaint.) If so, please state:
 - a. When you received the bail from the sheriff's department.
 - b. When you deposited the \$500 bail into your official account. Please provide copies of the receipt you issued for the bail, cashbook entry, deposit ticket, and bank statement, documenting the deposit of the [REDACTED] bail.
10. Did you subsequently preside over and dispose of *People v.* [REDACTED] If so, please state the disposition of the [REDACTED] case and the date of disposition.

Hon. Gladys C. Branagan

April 9, 2007

Page 3

11. As referenced in Exhibit C of his complaint, did you receive correspondence dated May 26, 2005, from Mr. Clippinger, in which he provided to you a copy of the original bail receipt endorsed to his law office and requested that you return defendant [REDACTED] bail to him? If so:
 - a. Did you return the bail? If so, please state when you returned the bail and provide copies of supporting documentation.
 - b. If you did not return the bail, please state why.
12. Did you receive a second letter from Mr. Clippinger, dated July 18, 2006, referenced in Exhibit C, in which he again requested return of the [REDACTED] bail to him? If so, did you do so? If not, please state why.
13. Did you receive a third letter referenced in Exhibit D of the complaint, from Mr. Clippinger dated July 28, 2006, again requesting that the [REDACTED] bail be returned to him? If so, did you respond to his request, either by returning the bail or contacting him to explain why you would not return the bail?
14. Have you, to date, returned the [REDACTED] bail to Mr. Clippinger as requested? If so, please provide supporting documentation to show the return of bail. If you have not returned the bail, please state why you have not done so.
15. Did you receive a letter dated September 27, 2004, from the civil office of the Chenango County Sheriff's Department, a copy of which is attached, which indicated that you had failed to cash check number 24774 relative to [REDACTED] If so:
 - a. Have you responded to the letter? If so, please state how and when, and provide a copy of any written response you made.
 - b. If you did not take any action to correct the matter, please state why. (As indicated on the handwritten portion of the letter, it appears that you have never cashed or deposited this check nor have you ever contacted Chief Civil Clerk Patricia Collier to address the issue.)
16. The September 27, 2004, letter to you from Ms. Collier also indicates that check number 24671 sent to you on or about April 13, 2004, in the amount

Hon. Gladys C. Branagan

April 9, 2007

Page 4

of \$1,000 was never cashed or deposited by you until September 30, 2004, over five months later.

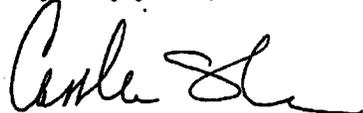
- a. Please provide the name of the case referenced by check number 24671 and please provide a copy of the complete court file.
- b. Why did you fail to deposit the bail into your official account for over five months?
- c. Were you aware of, and do you believe you complied with, Section 214.9 of the Uniform Civil Rules for the Justice Courts, which requires that all moneys received in your capacity as town justice must be deposited into your official bank account within 72 hours of receipt?

Please number each answer to correspond to the number of the question you are answering. Feel free to include any information that you believe is relevant.

For your information, I am enclosing a copy of the Commission's Operating Procedures and Rules.

Thank you for your attention to this matter.

Very truly yours,



Cathleen S. Cenci
Chief Attorney

CSC:drp:gd
Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

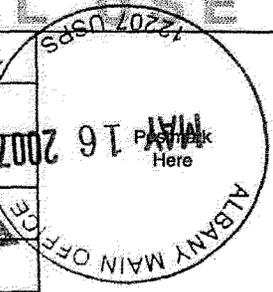
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Certified Fee		2.15
Return Receipt Fee (Endorsement Required)		2.15
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	5.38



Sent To: *Hon. Gladys C. Branagan*
 Street, Apt. No., or PO Box No.: *P.O. Box 27*
 City, State, ZIP+4: *Plymouth, NY 13832*

06(A-262) 07/A-008

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Hon. Gladys C. Branagan
 Plymouth Town Justice
 P.O. Box 27
 Plymouth, NY 13832

2. Article Number
 (Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Preston L Branagan Addressee

B. Received by (Printed Name) C. Date of Delivery
 PRESTON L BRANAGAN 07/15/07

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

7002 3150 0003 2823 2888

UNITED STATES POSTAL SERVICE



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Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

RECEIVED

MAY 24 2007

STATE JUDICIAL
ON JUDICIAL

STATE OF NEW YORK
38-40 STATE STREET
ALBANY, NEW YORK 12207

xcc

EXHIBIT I



ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL

NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

518-474-5617 518-486-1850
TELEPHONE FACSIMILE

www.scjc.state.ny.us

CATHLEEN S. CENCI
DEPUTY ADMINISTRATOR

CHERYL L. RANDALL
BRUCE D. LENNARD
SENIOR ATTORNEYS

KATHRYN J. BLAKE
STAFF ATTORNEY

PERSONAL AND CONFIDENTIAL

September 12, 2007

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

In accordance with Article 2-A of the Judiciary Law, the State Commission on Judicial Conduct is conducting an investigation into complaints that in *People v.* [REDACTED] and *People v.* [REDACTED] you failed to timely return bail moneys posted on behalf of the defendants, notwithstanding numerous requests following the disposition of the cases; and that you failed to file reports or remit funds to the State Comptroller in the time required by law for the months of April through June 2006, resulting in the stopping of your judicial salary on August 30, 2006. Copies of the complaints are enclosed.

In connection with this investigation, the Commission requests that you appear on **September 28, 2007, at 1:00 P.M.**, at the Commission's offices, Hampton Plaza, 38-40 State Street, Albany, New York, to give testimony concerning the allegations.

At your appearance, you will be asked about the allegations in the complaints. You will be asked specifically about when you received and deposited the [REDACTED] and [REDACTED] bails, and your general practice as to the receipt, deposit, reporting, and recordkeeping of all court funds.

In addition, you will be asked about your apparent failure to respond to letters from the Commission, dated April 9, 2007, April 27, 2007, and May 16, 2007, copies of which are attached.

Hon. Gladys C. Branagan

September 12, 2007

Page 2

Please bring with you at the time of your appearance all of the following court records for the period January 1, 2004, through the present;

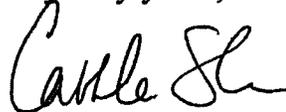
- Bank Statements, Canceled Checks, and Deposit Tickets
- Fine and Bail Receipts
- Cashbook
- Check Register
- Bail Ledger
- Criminal, Motor Vehicle, Civil, and Small Claims Dockets
- Case files pertaining to *People v.* [REDACTED] and [REDACTED]

In addition, please bring with you any additional records or dockets which would assist you in responding to questions regarding these matters.

Your appearance is requested in accordance with Section 44, subdivision 3, of the Judiciary Law. This is not a hearing as provided by Section 44, subdivision 4, of the Judiciary Law. Your testimony will be sworn and recorded, and a copy of the transcript will be provided to you at no cost. You have the right to be represented by counsel and to make a statement and present relevant material. Your attorney will have the opportunity to ask you questions, subject to further questioning by Commission staff. Copies of the complaints, the Commission's Operating Procedures and Rules, and directions to the Commission's Albany office are enclosed.

Please confirm your appearance by September 25, 2007.

Very truly yours,



Cathleen S. Cenci
Deputy Administrator

CSC:gd
Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

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PERSONAL AND CONFIDENTIAL

April 9, 2007

ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL

CATHLEEN S. CENCI
CHIEF ATTORNEY, ALBANY

JOHN J. POSTEL
CHIEF ATTORNEY, ROCHESTER

ALAN W. FRIEDBERG
CHIEF ATTORNEY, NEW YORK

JEAN JOYCE
SENIOR ATTORNEY

KATHRYN J. BLAKE
MELISSA R. DiPALO
STEPHANIE A. FIX
BRENDA CORREA
STAFF ATTORNEYS



DOUGLASS L. FELDER, CHAIR
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CHARLES D. EMERY
WILLIAM B. HARDING
ARVIN E. JACOB
JENNIFER J. KONVISER
JENNIFER K. PETERS
JENNIFER TERRY JANE RUDERMAN
MEMBERS
FRANK M. SAVANYU
SECRETARY

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

The Commission on Judicial Conduct is investigating a complaint that in *People v. [REDACTED]* and *People v. [REDACTED]* you failed to timely return bail moneys posted on behalf of the defendants, notwithstanding numerous requests following the disposition of the cases. A copy of the complaint is enclosed. In connection with this matter, the Commission requests that you respond, in writing, to the following questions by April 25, 2007.

1. Did you preside over and dispose of *People v. [REDACTED]* and *People v. [REDACTED]*. Assuming that you did, please provide with your response a complete copy of each of the court files in [REDACTED] and [REDACTED] including the docket/case history reports.
2. With respect to *People v. [REDACTED]* did the defendant's mother, Anna Morehead, post \$1,500 bail for the defendant with the Chenango County Sheriff's Department on or about April 8, 2006, as indicated in Exhibit A of Mr. Clippinger's complaint? If so, was the bail subsequently transferred to you by the sheriff's department?
3. Did you deposit the [REDACTED] bail into your official bank account? If so, please state when you deposited it into your account and provide copies of the appropriate receipt, cashbook entry, deposit ticket, and bank statement documenting the deposit of the [REDACTED] bail.

*Hon. Gladys C. Branagan**April 9, 2007**Page 2*

4. Did you receive a letter from the sheriff's department, dated April 13, 2006, in which Anna Morehead was identified as the individual posting bail for the defendant and that the bail should be returned to her? (See Exhibit A of the complaint.)
5. Did you dispose of *People v.* [REDACTED] on or about April 27, 2006? If so, please state how the case was disposed of.
6. Did you immediately return the \$1,500 bail to Anna Morehead? If not, please state why.
7. Did you receive telephone calls and letters from both Ms. Morehead and Mr. Clippinger through July 2006, as shown more fully in Exhibits A and B of Mr. Clippinger's complaint, repeatedly requesting that you respond to Ms. Morehead's request for the return of bail? If so, please state whether you responded to Ms. Morehead and Mr. Clippinger's requests, and if so, to whom you responded, how you responded, and when. Please provide copies of any written response you may have made to either of them. If you did not respond, please state why.
8. Did you write a check returning Ms. Morehead's \$1,500 bail on November 7, 2006, as evidenced by attached check number 241, dated October 10, 2006, and the accompanying envelope? If so, please state why you did not return the bail sooner. In addition, please state why you dated the check to Ms. Morehead October 10, 2006, but did not send it until November 7, 2006.
9. With respect to *People v.* [REDACTED] was bail in the amount of \$500 posted with the Chenango County Sheriff's Department on or about May 1, 2004, and later transferred to you by the sheriff's department? (See Exhibit C of Mr. Clippinger's complaint.) If so, please state:
 - a. When you received the bail from the sheriff's department.
 - b. When you deposited the \$500 bail into your official account. Please provide copies of the receipt you issued for the bail, cashbook entry, deposit ticket, and bank statement, documenting the deposit of the [REDACTED] bail.
10. Did you subsequently preside over and dispose of *People v.* [REDACTED]? If so, please state the disposition of the [REDACTED] case and the date of disposition.

*Hon. Gladys C. Branagan**April 9, 2007**Page 3*

11. As referenced in Exhibit C of his complaint, did you receive correspondence dated May 26, 2005, from Mr. Clippinger, in which he provided to you a copy of the original bail receipt endorsed to his law office and requested that you return defendant [REDACTED] bail to him? If so:
 - a. Did you return the bail? If so, please state when you returned the bail and provide copies of supporting documentation.
 - b. If you did not return the bail, please state why.
12. Did you receive a second letter from Mr. Clippinger, dated July 18, 2006, referenced in Exhibit C, in which he again requested return of the [REDACTED] bail to him? If so, did you do so? If not, please state why.
13. Did you receive a third letter referenced in Exhibit D of the complaint, from Mr. Clippinger dated July 28, 2006, again requesting that the [REDACTED] bail be returned to him? If so, did you respond to his request, either by returning the bail or contacting him to explain why you would not return the bail?
14. Have you, to date, returned the [REDACTED] bail to Mr. Clippinger as requested? If so, please provide supporting documentation to show the return of bail. If you have not returned the bail, please state why you have not done so.
15. Did you receive a letter dated September 27, 2004, from the civil office of the Chenango County Sheriff's Department, a copy of which is attached, which indicated that you had failed to cash check number 24774 relative to [REDACTED] If so:
 - a. Have you responded to the letter? If so, please state how and when, and provide a copy of any written response you made.
 - b. If you did not take any action to correct the matter, please state why. (As indicated on the handwritten portion of the letter, it appears that you have never cashed or deposited this check nor have you ever contacted Chief Civil Clerk Patricia Collier to address the issue.)
16. The September 27, 2004, letter to you from Ms. Collier also indicates that check number 24671 sent to you on or about April 13, 2004, in the amount

Hon. Gladys C. Branagan

April 9, 2007

Page 4

of \$1,000 was never cashed or deposited by you until September 30, 2004, over five months later.

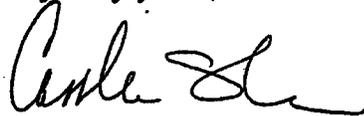
- a. Please provide the name of the case referenced by check number 24671 and please provide a copy of the complete court file.
- b. Why did you fail to deposit the bail into your official account for over five months?
- c. Were you aware of, and do you believe you complied with, Section 214.9 of the Uniform Civil Rules for the Justice Courts, which requires that all moneys received in your capacity as town justice must be deposited into your official bank account within 72 hours of receipt?

Please number each answer to correspond to the number of the question you are answering. Feel free to include any information that you believe is relevant.

For your information, I am enclosing a copy of the Commission's Operating Procedures and Rules.

Thank you for your attention to this matter.

Very truly yours,

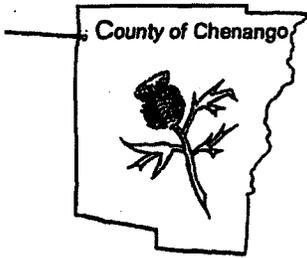


Cathleen S. Cenci
Chief Attorney

CSC:drp:gd
Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

0011
07/A-008



TOWN OF PLYMOUTH
Hon. Gladys C. Branagan
TOWN JUSTICE
P.O. Box #27
Plymouth, New York 13832



Telephone: (607) 336-5720

APRIL 25 2007

DEAR CHIEF ATTORNEY: CENCU;

I HAVE left messages for Civil Dept and CHENANGO COUNTY SHERIFF'S OFFICE: AND THEY ARE waiting for bank to call them back re acct check was Deposited in I also have been unable to get in touch with MARY BLOWN ABOUT BAIL INFO. THIS COURT has never rec'd BAIL money. I haven't been able to devote the time required to ANSWER ALL THE QUESTIONS. I HAVE BEEN ON leave for family emergency for 3 WKS. I know the importance of this matter. I AM able to devote the proper time now.

Gladys Branagan

Gladys Branagan



NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

518-474-5617 518-486-1850
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PERSONAL AND CONFIDENTIAL

April 27, 2007

RAOUL LIONEL FELDER, *CHAIR*
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HON. JILL KONVISER
HON. KAREN K. PETERS
HON. TERRY JANE RUDERMAN
MEMBERS
JEAN M. SAVANYU
CLERK

ROBERT H. TEMBECKIAN
ADMINISTRATOR & COUNSEL

CATHLEEN S. CENCI
CHIEF ATTORNEY, ALBANY

JOHN J. POSTEL
CHIEF ATTORNEY, ROCHESTER

ALAN W. FRIEDBERG
CHIEF ATTORNEY, NEW YORK

JEAN JOYCE
SENIOR ATTORNEY

KATHERYN J. BLAKE
MELISSA R. DIPALO
STEPHANIE A. MCNINCH
BRENDA CORREA
STAFF ATTORNEYS

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

This will acknowledge receipt of your letter dated April 25, 2007.

Your time to submit your response has been extended to May 9,
2007.

Very truly yours,

Cathleen S. Cenci
Chief Attorney

CSC:gd



NEW YORK STATE
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HON. KAREN K. PETERS
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ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL
CATHLEEN S. CENCI
DEPUTY ADMINISTRATOR, ALBANY
JOHN J. POSTEL
DEPUTY ADMINISTRATOR, ROCHESTER
ALAN W. FRIEDBERG
DEPUTY ADMINISTRATOR, NEW YORK
JEAN JOYCE
SENIOR ATTORNEY
KATHRYN J. BLAKE
MELISSA R. DIPALO
STEPHANIE A. FIX
BRENDA CORREA
STAFF ATTORNEYS

PERSONAL AND CONFIDENTIAL

May 16, 2007

Honorable Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

On April 9, 2007, the State Commission on Judicial Conduct wrote to you requesting your reply to certain matters. On April 27, 2007, the State Commission on Judicial Conduct wrote to you extending your time to respond to May 9, 2007. Copies of the letters are attached.

Please respond to the April 9, 2007 letter by May 23, 2007. Your failure to respond may be found by the Commission to be a failure to cooperate with the investigation.

Very truly yours,

Cathleen S. Cenci
Deputy Administrator

CSC:ls
Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger

607-627-6811
Fax 607-627-6816



August 24, 2006

Commission on Judicial Conduct
61 Broadway
12th Floor
New York NY 10006

re: Town of Plymouth Justice Gladys Branagan

Dear Commission:

Gladys Branagan has failed to return bail money in two cases with which I am involved, or even to respond to my letters and phone calls about the matters.

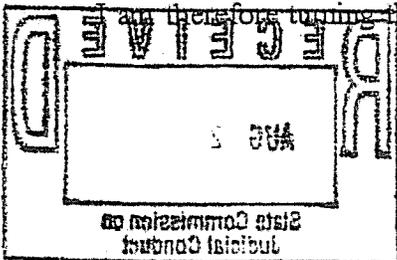
██████████
Mr. ██████████ mother, Anna Morehead, has been attempting, unsuccessfully, to obtain the bail which she paid returned to her by Judge Branagan, as shown in the attached letters labeled Exhibit A.

I have sent three letters to Judge Branagan on Mrs. Morehead's behalf, one of which was sent registered, and I am including the proof of delivery. (Exhibit B).

██████████
On May 26, 2005 I submitted the bail receipt on ██████████ endorsed to my office, for return of the bail, as I had agreed to accept the bail receipt as retainer in this matter.

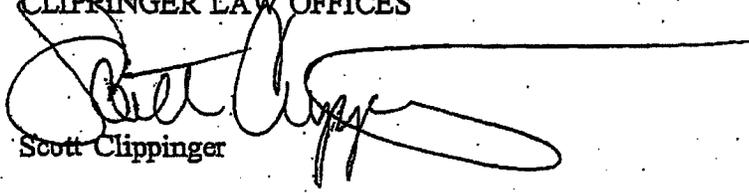
On July 18, 2006 I again sent the judge a letter requesting the bail money be sent to me (Exhibit C), and at the end of July, I sent another letter to Judge Branagan by certified mail again asking her to contact me about these two matters (Exhibit D), but I have had no response.

I am therefore turning this matter over to you.



Sincerely,

CLIPRINGER LAW OFFICES

A handwritten signature in black ink, appearing to read "Scott Clippinger", with a long horizontal flourish extending to the right.

Scott Clippinger

SC/jsc

RECEIVED

June 5, 2006

JUN 7 8 2006

██████████
Orlando, Florida 32828

Honorable Glady's Branagan, Justice
Town of Plymouth Court
P. O. Box 9
Plymouth, NY 13832

Give your information!

Re: Richard E. Morehead (Bail money)

Dear Judge:

This letter is a follow-up to a telephone conference that I had with you more than three (3) weeks ago regarding return of the bail money that I posted.

Since this matter was settled on April 27, 2006; the required appearance dates met and the matter settled agreeably, I am entitled to return of the subject money.

Enclosed herewith is a copy of Debbie Monk's letter, Civil Clerk at the Office of The Sheriff in Chenango County, dated April 13, 2006, instructing that the bail money be returned to the undersigned.

Kindly return the money at your earliest convenience to the undersigned at ██████████ Orlando, Florida 32828.

Thank you for your prompt attention to this matter.

Very truly yours,

Anna M. Morehead

CC: Scott Clippinger, Esq.

ENC.

Address 232 Blackman Road Norwich NY 13815
One Thousand Five Hundred Dollars and 00/100 \$ 1500.00
 FOR Bail

Debbie
 Civil
 607/334-5170

ACCOUNT		HOW PAID	
BEGINNING BALANCE		CASH	<input checked="" type="checkbox"/>
AMOUNT PAID		CHECK	
BALANCE DUE		MONEY ORDER	

BY CD Madgett 9601

PEOPLE OF THE STATE OF NEW YORK

-v-

RICHARD E. MOREHEAD
 (DEFENDANT)

CHARGE (S):

1. HARASSMENT 2ND
2. _____
3. _____
4. _____
5. _____

Said bailor hereby undertakes that the above-named defendant will appear in such action or proceeding whenever required and will at all times appear as ordered by the court.

APPEARANCE DATE : April 13, 2006
 PLACE : Town of Plymouth Court
 TIME : 7:30 PM

STATUS OF ACTION:

- ARRAIGNMENT CONFERENCE GRAND JURY
 TRIAL FELONY HEARING APPEAL
 SENTENCE OTHER

Rm I acknowledge that if the defendant fails to appear as directed to do so that the cash bail will be forfeited.

Rm I acknowledge that the defendant may request that the cash bail be transferred to Superior Court if the action is so transferred.

Rm I Acknowledge that the Poundage Fee Of 3% of the bail posted herein Will Be Deducted from the said bail at the time of refund or forfeiture, unless the action is terminated in favor of the defendant pursuant to CPL 160.50

DATE BAIL POSTED: April 8, 2006
 AMOUNT OF BAIL POSTED: \$1500.00

RECEIPT # 252697
Richard E Morehead
 Signature of Bailor

(Leave Blank)

Countersignature for refund of bail:

 Signature of Bailor



OFFICE OF THE SHERIFF Chenango County

Thomas J. Loughren
Sheriff

Ernest R. Cutting, Jr.
Undersheriff

279 County Route 46, Norwich, NY 13815-2238

Phone (607) 334-2080 • Civil Division (607) 334-5175 • Corrections Division (607) 336-1402 • Fax # (607) 336-1568

April 13, 2006

Plymouth Town Court
Judge Branagan
PO Box 9
Plymouth, NY 13832

RE: [REDACTED] Bail

Dear Judge Branagan:

The bail paid for [REDACTED] should be returned to Anna Morehead as she is the individual that paid the bail. Ms Morehead sent the money by western union. Anna Morehead's address is [REDACTED] Orlando, FL 32828.

If you have any questions please contact our office.

Very truly yours,

Debby Monk
Debby Monk
Civil Clerk

For your information!

RECEIVED

██████████
Orlando, Florida 32828

Phone: ██████████

June 26th, 2006

Scott Clippinger, Esq.
48 Hale Street
Norwich, New York 13815

Re: Richard E. Morehead - Bail Money

Dear Mr. Clippinger:

This letter is a follow-up to my three previous phone calls to your office concerning the failure of Judge Branagan to return bail money to me.

I am at a loss to understand why the Judge has failed to return the money to me -- \$1500.00 -- that I believe has returned to me in full!!! Enclosed for your reference is a copy of a letter that the Chenango County Sheriff wrote to Judge Branagan on April 13, 2006.

Kindly note that I have written to her and called her three times to no avail.

Please be advised that unless the bail money is received by the undersigned in the very near future, I intend to file a complaint against Judge Branagan with the New York State Commission on

Judicial Conduct. I believe that the Judge is in violation of Sections 100.3a5 and 100.3b1 of the Rules Governing Judicial Conduct by failing to promptly dispose of the business of her court, and is neglecting her adjudicative and administrative responsibilities.

Also, enclosed is one of my checks, payable to your order, in the sum of \$50.00. Please apply this payment to Richard's outstanding account. The enclosed check leaves a balance due to you of \$513.00.

Thank you for your time and attention to this matter.

Very truly yours,

Anna M. Morehead
Anna M. Morehead

Enc.

RECEIVED

[REDACTED]
Orlando, Florida 32828

Phone: [REDACTED]

July 24th, 2006

Scott Clippinger, Esq.
48 Hale Street
Norwich, New York 13815

Re: Richard E. Morehead - Old account

Dear Mr. Clippinger:

Enclosed herewith is my check, payable to your order, in the sum of \$50.00. The enclosed check represents payment on Richard's OLD ACCOUNT. The balance remaining due after this payment will be \$463.00. Please note that I intend to pay on this account regularly until you are paid in full.

Kindly let me know what Judge Branagan has done with the bail money that belongs to me. As of the date of this letter, I have yet to receive the money or have any response from her concerning it. I am furious about the way the Judge has handled this matter -- she has absolutely no right to keep money belonging to me. To reiterate, I still feel that the Judge is in violation of the Rules Governing Judicial Conduct by failing to promptly dispose of the business of her court, and has neglected her adjudicative and administrative responsibilities. Please advise.

Thank you for your time and attention to this matter.

Very truly yours,

Anna M. Morehead

Anna M. Morehead

Enc.

Clippinger Law Offices

PO Box 272 - 1 West Main Street
Smyrna, New York 13464-0272

Scott Clippinger



607-627-6811
Fax 607-627-6816
internet scott@clippinger.org

June 1, 2006

Hon. Gladys Branagan
Plymouth Town Justice
PO Box 9
Plymouth 13892

re: [REDACTED] Jr.

Dear Judge Branagan:

The defendant's mother has called to say she has not received the return of the bail in this matter. I would appreciate your checking into this. Thank you.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

cc: Anna Morehead

Clippinger Law Offices

48 Hale Street
Norwich, New York 13815

607-336-4857
Fax 607-336-1628

Scott Clippinger



June 22, 2006

Hon. Gladys Branagan
Town of Plymouth Justice Court
PO Box 9
Plymouth NY 13832

re: People v. [REDACTED]

Your Honor:

I am writing to confirm the message which my office left on your voice mail regarding the above-noted defendant's bail.

Mr. Morehead's grandmother Anna Morehead has again been in contact with me about the return of the bail money which she paid to the Court. She is quite upset that it has not been returned, despite apparently repeated requests.

She stated emphatically that if she does not have it by the beginning of July, she will send a letter to the Commission on Judicial Conduct.

Thank you for your prompt attention to this matter.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

SC/jsc

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger

607-627-6811
Fax 607-627-6816



July 28, 2006

Hon. Gladys Branagan
Town of Plymouth Court
P.O. Box 9
Plymouth NY 13832

re: Return of Bail Money

Your Honor:

I have received no answer to my letters regarding the return of [REDACTED] [REDACTED] bail to Anna Morehead, and returning to me [REDACTED] bail money.

I need to know if the bail money in either case was returned to the defendant, or if there is some other reason you are not releasing it.

As previously advised, Mrs. Morehead has said she would take this to the Commission, and her patience is, understandably, running out with my attempts to obtain her bail money.

Please contact me as soon as you receive this letter.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

CERTIFIED

SC/jsc

91 7108 2133 3931 1518 1294



Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

Account Number: 32443277

Carrier: USPS

Tracking Number: 9171082133393115181294

Status: Delivered

Date: July 29, 2006 10:37 am

City: PLYMOUTH

State: NY



History

July 29, 2006, 10:12 am Notice Left, PLYMOUTH, NY, 13832

July 28, 2006, 7:42 pm Electronic Shipping Info Received, SMYRNA, NY, 13464

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger



607-627-6811
Fax 607-627-6816

May 26, 2005

Hon. Gladys Branagan
Town of Plymouth Justice
PO Box 9
Plymouth NY 13832

re: [REDACTED]

Your Honor:

I am enclosing [REDACTED] original bail receipt, which is endorsed as being payable to Clippinger Law Offices.

In light of the dismissal of the charges, kindly forward the bail money to me, payable to Clippinger Law Offices. I am enclosing a SASE for your convenience.

Your courtesies are appreciated.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

cc: Michael Brown

SC/jsc

RECEIPT 71555

DATE 5-1-04

RECEIVED FROM Brook Brown

Address 207 1st Hwy 20 Pitcher NY

Five hundred DOLLARS \$ 500.00

OR Michael Brown cash bail to waapp

5/13/04

ACCOUNT		HOW PAID	
BEGINNING BALANCE		CASH	<u>500.00</u>
AMOUNT PAID		CHECK	
BALANCE		MONEY	

EXHIBIT C

SHERIFF THOMAS J. LOUGHREN
CHENANGO COUNTY SHERIFF'S OFFICE
14 WEST PARK PLACE
NORTHACH, NY 13829

XIFORAM • Columbus • 51654 • Newburgh • 518379 • Clifton Park

Check back to
Clippings Bureau
Office instead
of myself
Brenda S. B.

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger

607-627-6811
Fax 607-627-6816



July 18, 2006

Hon. Gladys Branagan
Town of Plymouth Justice
PO Box 9
Plymouth NY 13832

re: [REDACTED]

Your Honor:

I am enclosing a copy of the letter which I sent to you on May 26, 2005, with the bail receipt in the above-noted matter.

My bookkeeper has just brought to my attention that we have never received the bail money from you.

Please forward it to me immediately. As you can see from the endorsement on the back, it is to be paid to my office.

Please let me know if there is any reason why the bail will not be sent to me by the end of the month.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

CERTIFIED

SC/jsc

91 7108 2133 3931 1518 1249



Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

Account Number: 32443277

Carrier: USPS

Tracking Number: 9171082133393115181249

Status: Delivered

Date: July 20, 2006 4:35 pm

City: PLYMOUTH

State: NY



History

July 20, 2006, 2:57 pm Notice Left, PLYMOUTH, NY, 13832

July 18, 2006, 7:47 pm Electronic Shipping Info Received, SMYRNA, NY, 13464

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger



607-627-6811
Fax 607-627-6816

July 28, 2006

Hon. Gladys Branagan
Town of Plymouth Court
P.O. Box 9
Plymouth NY 13832

re: Return of Bail Money

Your Honor:

I have received no answer to my letters regarding the return of [REDACTED] bail to Anna Morehead, and returning to me [REDACTED] bail money.

I need to know if the bail money in either case was returned to the defendant, or if there is some other reason you are not releasing it.

As previously advised, Mrs. Morehead has said she would take this to the Commission, and her patience is, understandably, running out with my attempts to obtain her bail money.

Please contact me as soon as you receive this letter.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

CERTIFIED

SC/jsc

91 7108 2133 3931 1518 1294



Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

Account Number: 32443277

Carrier: USPS
Tracking Number: 9171082133393115181294
Status: Delivered
Date: July 29, 2006 10:37 am
City: PLYMOUTH
State: NY



History

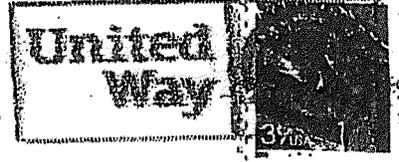
July 29, 2006, 10:12 am Notice Left, PLYMOUTH, NY, 13832
July 28, 2006, 7:42 pm Electronic Shipping Info Received, SMYRNA, NY, 13464

*Mr. Clippinger!
For your file!*

TOWN OF PLYMOUTH
Hon. Gladys C. Branagan
TOWN JUSTICE
P.O. Box #9
Plymouth, N.Y. 13832

UTICA NY 135

07 NOV 2006 PM 2 T



Anna Morehead



Orlando, Florida 32828

32828+6182

GLADYS C. BRANAGAN TOWN JUSTICE P.O. BOX 9 PLYMOUTH, NY 13832		50-361/213 7000859103	241
DATE <u>10-10-06</u>			
PAY TO THE ORDER OF <u>Anna Morehead</u>		<u>\$1,500.00</u>	
<u>one thousand, five hundred dollars</u>		DOLLARS	
MEMO <u>Bail for Richard Morehead</u>		<u>Gladys C Branagan</u>	

NBT BANK of Sherburne, NY
MEMO Bail for Richard Morehead

September 27, 2004

Plymouth Town Court
PO Box 9
Plymouth, NY 13832

RE: Bail Checks - not cashed

Dear Justice Branagan:

Our records indicate that you have not cashed the following checks:

<u>Date</u>	<u>Check No.</u>	<u>Amount</u>
5/11/04	24774	\$500.00
4/13/04	24671	\$1000.00 - Cleared bank 9/30/04

If you have received these checks, please cash them immediately. If you never received them, please fill in and return the attached *Application for Replacement of Check* forms so new checks can be issued.

If we do not hear from you by October 8, 2004 and the checks are not returned in our next bank statement, payment will be stopped on the checks and the funds will be turned over to our County Treasurer as unclaimed.

Very truly yours,

Patricia Collier
Chief Civil Clerk

CK 24774 - never cashed -
No reply to this letter
Sent to County Treasurer
as unclaimed funds on
4/29/05
Judge never inquired about
this



ALAN G. HEVESI
COMPTROLLER

STATE OF NEW YORK
OFFICE OF THE STATE COMPTROLLER
110 STATE STREET
ALBANY, NEW YORK, August 30, 2006

MARK P. PATTISON
DEPUTY COMPTROLLER
DIVISION OF LOCAL GOVERNMENT SERVICES
AND ECONOMIC DEVELOPMENT
Tel: (518) 474-4037 Fax: (518) 486-6479

Supervisor
Town of Plymouth
3676 State Hwy 23
South Plymouth NY 13844

Re: Justice ID# 0836750397B
Honorable Gladys Branagan

Dear Supervisor:

This is official notification that the above referenced justice has not properly reported to the State Comptroller for the following month(s):

04/2006 05/2006 06/2006

Pursuant to section 27 of the Town Law and section 4-410 of the Village Law, every town and village justice must file a report monthly with the State Comptroller. The report, certification, or remittance if any, is due by the tenth of the month following the report month (e.g. the April report by the tenth of May). A report must be sent to us even if it is to indicate that no activity occurred in that month. In the event that a justice fails to properly report or properly account for any moneys received by such justice, the chief fiscal officer will be notified. Upon receipt of such notice from the State Comptroller, it shall be unlawful for the town or village to make any further payment of compensation to such justice until receipt of a notice from the Comptroller that a proper accounting has been made.

No further compensation should be made to this justice until further notice from this office. Please sign the attached copy of this notification and return it to:

Office of the State Comptroller
Justice Court Fund
110 State Street
Albany, NY 12236

Sincerely,

Tammi Coburn-Sossel
Manager
Justice Court Fund

Signature

12/16/06
Date

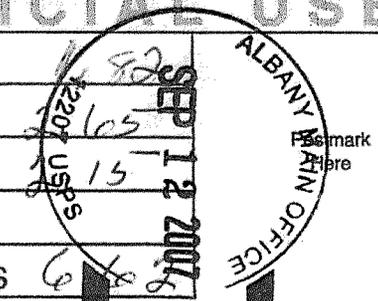
7006 0810 0002 0067 8575

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

OFFICIAL USE

Postage	\$ 4.20
Certified Fee	1.65
Return Receipt Fee (Endorsement Required)	15
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.40



Sent To: *Hon. Gladys B. Chagala*

Street, Apt. No.;
or PO Box No.: *P.O. Box 21*

City, State, ZIP+4: *Plymouth, NY 13832*

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A record of delivery kept by the Postal Service for two years

PS Form 3800, June 2002 (Revised)

Important Reminders:

- Certified Mail may **ONLY** be combined with First-Class Mail® or Priority Mail®.
- Certified Mail is *not* available for any class of international mail.
- **NO INSURANCE COVERAGE IS PROVIDED** with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS® postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry. Internet access to delivery information is not available on mail addressed to APOs and FPOs.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Hon. Gladys C. Branagan
P.O. Box 27
Plymouth, NY
13832

2. Article Number
(Transfer from service label)

7006 0810 0002 0067 8575

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x Gladys Branagan Agent
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

Gladys Branagan

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below. No

3. Service-Type

- Certified Mail Express Mail
- Registered Return Receipt for Merchandise
- Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

UNITED STATES POSTAL SERVICE
SYRACUSE NY 132

15 SEP 2007 PM 1 T

First-Class Mail[®]
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

STATE OF NEW YORK
38-40 STATE STREET
ALBANY, NEW YORK 12207

COJC

SEP 17 2007

RECEIVED



EXHIBIT J



ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL

NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

518-474-5617 518-486-1850
TELEPHONE FACSIMILE

www.scjc.state.ny.us

06/19-2007
07/27-2008

CATHLEEN S. CENCI
DEPUTY ADMINISTRATOR

CHERYL L. RANDALL
BRUCE D. LENNARD
SENIOR ATTORNEYS

PERSONAL AND CONFIDENTIAL

September 27, 2007

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 9
Plymouth, New York 13832

Dear Judge Branagan:

This is to confirm that your appearance to give testimony before the Commission has been adjourned at your request to **October 12, 2007, at 9:00 A.M.**

Very truly yours,

Cathleen S. Cenci
Deputy Administrator

CSC:gd

EXHIBIT K



ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL

NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

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CATHLEEN S. CENCI
DEPUTY ADMINISTRATOR

CHERYL L. RANDALL
BRUCE D. LENNARD
SENIOR ATTORNEYS

PERSONAL AND CONFIDENTIAL

October 17, 2007

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Matter of Hon. Gladys C. Branagan

Dear Judge Branagan:

Enclosed please find a copy of the transcript in the above matter on October 11, 2007, and copies of the exhibits.

Very truly yours,

A handwritten signature in cursive script that reads 'Lisa Savaria'.

Lisa Savaria
Assistant Administrative Officer

Enclosures

cc: Cathleen S. Cenci, Esq.

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

**STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT**

----- X

In the Matter of an Investigation :
Pursuant to Section 44, subdivision 3,
of the Judiciary Law in Relation to :

GLADYS C. BRANAGAN, :

a Justice of the Plymouth Town Court, :
Chenango County. :

----- X

38-40 State Street
Albany, New York 12207

October 12, 2007
9:54 AM

Before:

MATTHEW J. KELLY, ESQ.
Referee

Present:

CATHLEEN S. CENCI
Deputy Administrator

Also Present:

DONALD R. PAYETTE
Senior Investigator and ESR Operator

(Hon. Gladys C. Branagan)

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MR. PAYETTE: On the record.

MR. KELLY: This is the matter of the Honorable Gladys Branagan, Plymouth Town Justice. It is Friday, October the 12th, 2007. My name is Matthew J. Kelly. I am at the offices of the Commission on Judicial Conduct, State Street in Albany. We were to begin at 9:00 A.M. this morning. It's now 9:56 by my watch and we've had no appearance or contact by Judge Branagan, so I am now going to determine that she has failed to appear and I am going to permit Ms. Cenci to mark some documents in regard to this matter.

MS. CENCI: Thank you. I am marking as Exhibit 1 a copy of a letter addressed to Judge Branagan from myself dated September 12, 2007, enclosing the complaints in this matter and requesting her appearance here in this office on September 28, 2007 at 1:00 PM.

(Commission Exhibit 1 was marked for identification.)

That letter requested that the judge confirm her appearance by September 25, 2007. I had a telephone conversation with the judge on or about September 27th in which she requested an adjournment of today's-- excuse me, of the September 28th proceeding. During that telephone conversation, I did agree to adjourn the proceeding, with your honor's permission, to today's date at 9:00 AM, and I

(Hon. Gladys C. Branagan)

1 followed that up with the judge by letter, which I am
2 marking as Exhibit 2.
3 (Commission Exhibit 2 was marked for identification.)
4 So, on that date, September 27th, 2007, I confirmed in
5 writing that she would appear today at 9:00 AM. The judge
6 orally agreed to today's date and time as well. In addition,
7 Commission Investigator Donald Payette took a telephone
8 call yesterday from Judge Branagan who was seeking
9 directions to the office here. We had provided her with
10 written directions, but my understanding is that Mr. Payette
11 did orally reinforce those directions with the judge and
12 during his conversation with her, she agreed that she knew
13 that today's proceeding was to begin at 9:00 AM. Just a
14 few minutes prior to making this record, Mr. Payette made
15 telephone calls to Judge Branagan's home and office. We
16 had-- She had given me her home and office phone
17 numbers in my earlier telephone conversation with her.
18 There was no response at the home telephone number. At
19 the office telephone, which is the office of Frontier
20 Communications, they indicated that she had been out sick
21 for the past few days and was not there today. They
22 provided the telephone number of the judge's daughter,
23 Katie Branagan. Mr. Payette telephoned Ms. Branagan, the
24 daughter, and did reach her, and she indicated that she did
25

2.

(Hon. Gladys C. Branagan)

1 not know her mother's whereabouts today. So, if there is
2 nothing further, I--

3 MR. KELLY: --No, and it's now approaching
4 10:00, exactly, on my watch, so we'll just deem this
5 proceeding closed and will stand adjourned.

6 MS. CENCI: Thank you.

7 MR. KELLY: Yeah.

8 MS. CENCI: Okay.

9 (OFF THE RECORD.)

10 MR. PAYETTE: Okay. We're on the record.

11 MS. CENCI: It is October 12, 2007, 11:30 AM.
12 This is in the Matter of Gladys Branagan. Earlier today, we
13 had recorded that Judge Branagan had not appeared. She is,
14 in fact, present now. She did arrive here at approximately
15 11:00 A.M., indicating that she had had difficulty getting
16 here, finding the office. I explained that we cannot now
17 proceed because the referee, the hearing officer, is not
18 present. So Judge Branagan is here, however, and she has
19 brought with her a number of her records, and we're going
20 to examine those records and we'll determine, after today,
21 whether the Commission is going to reschedule this matter
22 or how we're going to proceed. All right? Thank you.

23 MR. PAYETTE: Off the record?

24 MS. CENCI: Off the record.

25 (Whereupon, the proceedings were concluded at 11:30 A.M.)

3.

COMMISSION EXHIBITS

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	<u>Description</u>	<u>Ident.</u>
1	Letter to Hon. Gladys C. Branagan from Cathleen S. Cenci, dated September 12, 2007, with attachments.	1
2	Letter to Hon. Gladys C. Branagan from Cathleen S. Cenci, dated September 27, 2007.	2

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CERTIFICATION

I, LISA SAVARIA, a Secretary of the State Commission on Judicial Conduct, do hereby certify that the foregoing is a true and accurate transcript of the tape recording of the proceedings transcribed by me, to the best of my knowledge and belief, in the matter held on October 12, 2007.

Dated: October 17, 2007

Lisa Savaria
Lisa Savaria

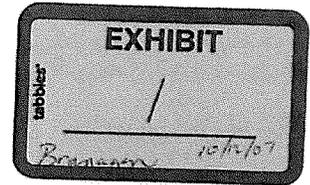


ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL

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CATHLEEN S. CENCI
DEPUTY ADMINISTRATOR

CHERYL L. RANDALL
BRUCE D. LENNARD
SENIOR ATTORNEYS

KATHRYN J. BLAKE
STAFF ATTORNEY

PERSONAL AND CONFIDENTIAL

September 12, 2007

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

In accordance with Article 2-A of the Judiciary Law, the State Commission on Judicial Conduct is conducting an investigation into complaints that in *People v.* [REDACTED] and *People v.* [REDACTED] you failed to timely return bail moneys posted on behalf of the defendants, notwithstanding numerous requests following the disposition of the cases; and that you failed to file reports or remit funds to the State Comptroller in the time required by law for the months of April through June 2006, resulting in the stopping of your judicial salary on August 30, 2006. Copies of the complaints are enclosed.

In connection with this investigation, the Commission requests that you appear on **September 28, 2007, at 1:00 P.M.**, at the Commission's offices, Hampton Plaza, 38-40 State Street, Albany, New York, to give testimony concerning the allegations.

At your appearance, you will be asked about the allegations in the complaints. You will be asked specifically about when you received and deposited the [REDACTED] and [REDACTED] bails, and your general practice as to the receipt, deposit, reporting, and recordkeeping of all court funds.

In addition, you will be asked about your apparent failure to respond to letters from the Commission, dated April 9, 2007, April 27, 2007, and May 16, 2007, copies of which are attached.

Hon. Gladys C. Branagan

September 12, 2007

Page 2

Please bring with you at the time of your appearance all of the following court records for the period January 1, 2004, through the present;

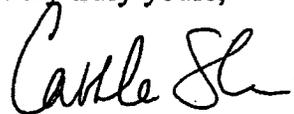
- Bank Statements, Canceled Checks, and Deposit Tickets
- Fine and Bail Receipts
- Cashbook
- Check Register
- Bail Ledger
- Criminal, Motor Vehicle, Civil, and Small Claims Dockets
- Case files pertaining to *People v.* [REDACTED] and [REDACTED]

In addition, please bring with you any additional records or dockets which would assist you in responding to questions regarding these matters.

Your appearance is requested in accordance with Section 44, subdivision 3, of the Judiciary Law. This is not a hearing as provided by Section 44, subdivision 4, of the Judiciary Law. Your testimony will be sworn and recorded, and a copy of the transcript will be provided to you at no cost. You have the right to be represented by counsel and to make a statement and present relevant material. Your attorney will have the opportunity to ask you questions, subject to further questioning by Commission staff. Copies of the complaints, the Commission's Operating Procedures and Rules, and directions to the Commission's Albany office are enclosed.

Please confirm your appearance by September 25, 2007.

Very truly yours,



Cathleen S. Cenci
Deputy Administrator

CSC:gd
Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED



NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

518-474-5617 518-486-1850
TELEPHONE FACSIMILE

www.scjc.state.ny.us

L. LIONEL FELDER, *Chair*
THOMAS A. KLONICK, *Vice Chair*
JEN R. COFFEY
BEN C. DIPIRRO
ARD D. EMERY
B. HARDING
VIN E. JACOB
JILL KONVISER
KAREN K. PETERS
TERRY JANE RUDERMAN
ERS
M. SAVANYU

ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL
CATHLEEN S. CENCI
CHIEF ATTORNEY, ALBANY
JOHN J. POSTEL
CHIEF ATTORNEY, ROCHESTER
ALAN W. FRIEDBERG
CHIEF ATTORNEY, NEW YORK
JEAN JOYCE
SENIOR ATTORNEY
KATHRYN J. BLAKE
MELISSA R. DiPALO
STEPHANIE A. FIX
BRENDA CORREA
STAFF ATTORNEYS

PERSONAL AND CONFIDENTIAL

April 9, 2007

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

The Commission on Judicial Conduct is investigating a complaint that in *People v.* [REDACTED] and *People v.* [REDACTED] you failed to timely return bail moneys posted on behalf of the defendants, notwithstanding numerous requests following the disposition of the cases. A copy of the complaint is enclosed. In connection with this matter, the Commission requests that you respond, in writing, to the following questions by April 25, 2007.

1. Did you preside over and dispose of *People v.* [REDACTED] and *People v.* [REDACTED]. Assuming that you did, please provide with your response a complete copy of each of the court files in [REDACTED] and [REDACTED] including the docket/case history reports.
2. With respect to *People v.* [REDACTED] did the defendant's mother, Anna Morehead, post \$1,500 bail for the defendant with the Chenango County Sheriff's Department on or about April 8, 2006, as indicated in Exhibit A of Mr. Clippinger's complaint? If so, was the bail subsequently transferred to you by the sheriff's department?
3. Did you deposit the [REDACTED] bail into your official bank account? If so, please state when you deposited it into your account and provide copies of the appropriate receipt, cashbook entry, deposit ticket, and bank statement documenting the deposit of the [REDACTED] bail.

*Hon. Gladys C. Branagan**April 9, 2007**Page 2*

4. Did you receive a letter from the sheriff's department, dated April 13, 2006, in which Anna Morehead was identified as the individual posting bail for the defendant and that the bail should be returned to her? (See Exhibit A of the complaint.)
5. Did you dispose of *People v.* [REDACTED] on or about April 27, 2006? If so, please state how the case was disposed of.
6. Did you immediately return the \$1,500 bail to Anna Morehead? If not, please state why.
7. Did you receive telephone calls and letters from both Ms. Morehead and Mr. Clippinger through July 2006, as shown more fully in Exhibits A and B of Mr. Clippinger's complaint, repeatedly requesting that you respond to Ms. Morehead's request for the return of bail? If so, please state whether you responded to Ms. Morehead and Mr. Clippinger's requests, and if so, to whom you responded, how you responded, and when. Please provide copies of any written response you may have made to either of them. If you did not respond, please state why.
8. Did you write a check returning Ms. Morehead's \$1,500 bail on November 7, 2006, as evidenced by attached check number 241, dated October 10, 2006, and the accompanying envelope? If so, please state why you did not return the bail sooner. In addition, please state why you dated the check to Ms. Morehead October 10, 2006, but did not send it until November 7, 2006.
9. With respect to *People v.* [REDACTED] was bail in the amount of \$500 posted with the Chenango County Sheriff's Department on or about May-1, 2004, and later transferred to you by the sheriff's department? (See Exhibit C of Mr. Clippinger's complaint.) If so, please state:
 - a. When you received the bail from the sheriff's department.
 - b. When you deposited the \$500 bail into your official account. Please provide copies of the receipt you issued for the bail, cashbook entry, deposit ticket, and bank statement, documenting the deposit of the [REDACTED] bail.
10. Did you subsequently preside over and dispose of *People v. Brown*? If so, please state the disposition of the [REDACTED] case and the date of disposition.

Hon. Gladys C. Branagan

April 9, 2007

Page 3

11. As referenced in Exhibit C of his complaint, did you receive correspondence dated May 26, 2005, from Mr. Clippinger, in which he provided to you a copy of the original bail receipt endorsed to his law office and requested that you return defendant [REDACTED] bail to him? If so:
 - a. Did you return the bail? If so, please state when you returned the bail and provide copies of supporting documentation.
 - b. If you did not return the bail, please state why.
12. Did you receive a second letter from Mr. Clippinger, dated July 18, 2006, referenced in Exhibit C, in which he again requested return of the [REDACTED] bail to him? If so, did you do so? If not, please state why.
13. Did you receive a third letter referenced in Exhibit D of the complaint, from Mr. Clippinger dated July 28, 2006, again requesting that the [REDACTED] bail be returned to him? If so, did you respond to his request, either by returning the bail or contacting him to explain why you would not return the bail?
14. Have you, to date, returned the [REDACTED] bail to Mr. Clippinger as requested? If so, please provide supporting documentation to show the return of bail. If you have not returned the bail, please state why you have not done so.
15. Did you receive a letter dated September 27, 2004, from the civil office of the Chenango County Sheriff's Department, a copy of which is attached, which indicated that you had failed to cash check number 24774 relative to [REDACTED] If so:
 - a. Have you responded to the letter? If so, please state how and when, and provide a copy of any written response you made.
 - b. If you did not take any action to correct the matter, please state why. (As indicated on the handwritten portion of the letter, it appears that you have never cashed or deposited this check nor have you ever contacted Chief Civil Clerk Patricia Collier to address the issue.)
16. The September 27, 2004, letter to you from Ms. Collier also indicates that check number 24671 sent to you on or about April 13, 2004, in the amount

Hon. Gladys C. Branagan

April 9, 2007

Page 4

of \$1,000 was never cashed or deposited by you until September 30, 2004, over five months later.

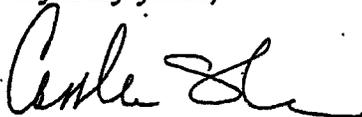
- a. Please provide the name of the case referenced by check number 24671 and please provide a copy of the complete court file.
- b. Why did you fail to deposit the bail into your official account for over five months?
- c. Were you aware of, and do you believe you complied with, Section 214.9 of the Uniform Civil Rules for the Justice Courts, which requires that all moneys received in your capacity as town justice must be deposited into your official bank account within 72 hours of receipt?

Please number each answer to correspond to the number of the question you are answering. Feel free to include any information that you believe is relevant.

For your information, I am enclosing a copy of the Commission's Operating Procedures and Rules.

Thank you for your attention to this matter.

Very truly yours,

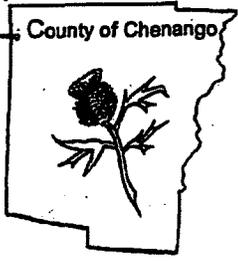


Cathleen S. Cenci
Chief Attorney

CSC:drp:gd
Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

0011
07/A-008



TOWN OF PLYMOUTH
Hon. Gladys C. Branagan
TOWN JUSTICE
P.O. Box #27
Plymouth, New York 13832



Telephone: (607) 336-5720

APRIL 25 2007

DEAR CHIEF ATTORNEY CENCA:

I HAVE left messages for Civil Dept of CHENANGO COUNTY SHERIFF'S OFFICE AND THEY ARE WAITING for bank to call them back re: acct check was Deposited in I also have been unable to get in touch with MARY BLOWN ABOUT BAIL info. THIS COURT has never rec'd BAIL money. I haven't been able to devote the time REQUIRED TO ANSWER ALL THE QUESTIONS. I HAVE BEEN ON leave for family emergency for 3 wks. I know the importance of this matter. I AM able to devote the PROPER TIME NOW.

Gladys Branagan

Gladys Branagan



NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

518-474-5617 518-486-1850
TELEPHONE FACSIMILE

www.scjc.state.ny.us

LAOUL LIONEL FELDER, *Chair*
ION. THOMAS A. KLONICK, *Vice Chair*
STEPHEN R. COFFEY
COLLEEN C. DIPIRRO
RICHARD D. EMERY
PAUL B. HARDING
MARTIN E. JACOB
JON. JILL KONVISER
JON. KAREN K. PETERS
JON. TERRY JANE RUDERMAN
EMBERS
EAN M. SAVANYU
LERR

PERSONAL AND CONFIDENTIAL

April 27, 2007

ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL

CATHLEEN S. CENCI
CHIEF ATTORNEY, ALBANY

JOHN J. POSTEL
CHIEF ATTORNEY, ROCHESTER

ALAN W. FRIEDBERG
CHIEF ATTORNEY, NEW YORK

JEAN JOYCE
SENIOR ATTORNEY

KATHRYN J. BLAKE
MELISSA R. DiPALO
STEPHANIE A. MCNINCH
BRENDA CORREA
STAFF ATTORNEYS

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

This will acknowledge receipt of your letter dated April 25, 2007.

Your time to submit your response has been extended to May 9,
2007.

Very truly yours,

Cathleen S. Cenci
Chief Attorney

CSC:gd

NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

518-474-5617 518-486-1850
TELEPHONE FACSIMILE

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RAOUL LIONEL FELDER, CHAIR
HON. THOMAS A. KLONICK, VICE CHAIR
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ADMINISTRATOR & COUNSEL
CATHLEEN S. CENCI
DEPUTY ADMINISTRATOR, ALBANY
JOHN J. POSTEL
DEPUTY ADMINISTRATOR, ROCHESTER
ALAN W. FRIEDBERG
DEPUTY ADMINISTRATOR, NEW YORK
JEAN JOYCE
SENIOR ATTORNEY
KATHRYN J. BLAKE
MELISSA R. DIPALO
STEPHANIE A. FIX
BRENDA CORREA
STAFF ATTORNEYS

PERSONAL AND CONFIDENTIAL

May 16, 2007

Honorable Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

On April 9, 2007, the State Commission on Judicial Conduct wrote to you requesting your reply to certain matters. On April 27, 2007, the State Commission on Judicial Conduct wrote to you extending your time to respond to May 9, 2007. Copies of the letters are attached.

Please respond to the April 9, 2007 letter by May 23, 2007. Your failure to respond may be found by the Commission to be a failure to cooperate with the investigation.

Very truly yours,

Cathleen S. Cenci
Deputy Administrator

CSC:ls
Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger



607-627-6811
Fax 607-627-6816

August 24, 2006

Commission on Judicial Conduct
61 Broadway
12th Floor
New York NY 10006

re: Town of Plymouth Justice Gladys Branagan

Dear Commission:

Gladys Branagan has failed to return bail money in two cases with which I am involved, or even to respond to my letters and phone calls about the matters.

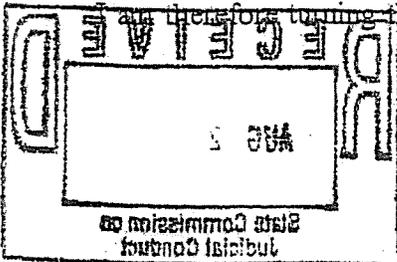
██████████
Mr. ██████████ mother, Anna Morehead, has been attempting, unsuccessfully, to obtain the bail which she paid returned to her by Judge Branagan, as shown in the attached letters labeled Exhibit A.

I have sent three letters to Judge Branagan on Mrs. Morehead's behalf, one of which was sent registered, and I am including the proof of delivery. (Exhibit B).

██████████
On May 26, 2005 I submitted the bail receipt on ██████████ endorsed to my office, for return of the bail, as I had agreed to accept the bail receipt as retainer in this matter.

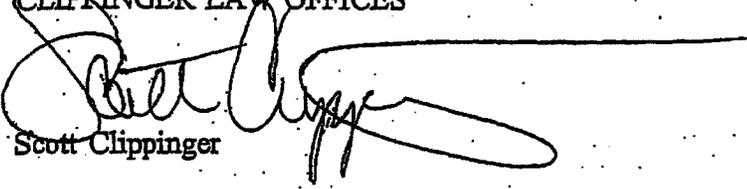
On July 18, 2006 I again sent the judge a letter requesting the bail money be sent to me (Exhibit C), and at the end of July, I sent another letter to Judge Branagan by certified mail again asking her to contact me about these two matters (Exhibit D), but I have had no response.

I am therefore turning this matter over to you.



Sincerely,

CLIPINGER LAW OFFICES

A handwritten signature in black ink, appearing to read "Scott Clippinger", with a long horizontal line extending to the right.

Scott Clippinger

SC/jsc

RECEIVED

June 5, 2006

JUN - 8 2006

[REDACTED]
Orlando, Florida 32828

Honorable Gladys Branagan, Justice
Town of Plymouth Court
P. O. Box 9
Plymouth, NY 13832

For your information!

Re: Richard E. Morehead (Bail money)

Dear Judge:

This letter is a follow-up to a telephone conference that I had with you more than three (3) weeks ago regarding return of the bail money that I posted.

Since this matter was settled on April 27, 2006; the required appearance dates met and the matter settled agreeably, I am entitled to return of the subject money.

Enclosed herewith is a copy of Debbie Monk's letter, Civil Clerk at the Office of The Sheriff in Chenango County, dated April 13, 2006, instructing that the bail money be returned to the undersigned.

Kindly return the money at your earliest convenience to the undersigned at [REDACTED] Orlando, Florida 32828.

Thank you for your prompt attention to this matter.

Very truly yours,

Anna M. Morehead

CC: Scott Clippinger, Esq.

ENC.

Address: 232 Blackman Road Norwich NY 13815
One Thousand Five Hundred Dollars and 00/100ths \$ 1500.00
FOR Bail

Debbie
Civil
607/334-5170

ACCOUNT		HOW PAID	
RECHARGING BALANCE		CASH	<input checked="" type="checkbox"/>
AMOUNT PAID		CHECK	
BALANCE DUE		MONEY ORDER	

BY CD Bladest 9601

PEOPLE OF THE STATE OF NEW YORK
-V-
RICHARD E. MOREHEAD
(DEFENDANT)

CHARGE (S):
1. HARASSMENT 2ND
2. _____
3. _____
4. _____
5. _____

Said bailor hereby undertakes that the above-named defendant will appear in such action or proceeding whenever required and will at all times appear as ordered by the court.

APPEARANCE DATE : April 13, 2006
PLACE : Town of Plymouth Court
TIME : 7:30 PM

STATUS OF ACTION:
 ARRAIGNMENT CONFERENCE GRAND JURY
 TRIAL FELONY HEARING APPEAL
 SENTENCE OTHER

Rm I acknowledge that if the defendant fails to appear as directed to do so that the cash bail will be forfeited.
Rm I acknowledge that the defendant may request that the cash bail be transferred to Superior Court if the action is so transferred.
Rm I Acknowledge that the Poundage Fee Of 3% of the bail posted herein Will Be Deducted from the said bail at the time of refund or forfeiture, unless the action is terminated in favor of the defendant pursuant to CPL 160.50

DATE BAIL POSTED: April 8, 2006
AMOUNT OF BAIL POSTED: \$1500.00

RECEIPT # 252697
Richard E Morehead
Signature of Bailor

(Leave Blank)
Countersignature for refund of bail:

Signature of Bailor



OFFICE OF THE SHERIFF

Chenango County

Thomas J. Loughren
Sheriff

Ernest R. Cutting, Jr.
Undersheriff

279 County Route 46, Norwich, NY 13815-2238

Phone (607) 334-2060 • Civil Division (607) 334-5175 • Corrections Division (607) 336-1402 • Fax # (607) 336-1568

April 13, 2006

Plymouth Town Court
Judge Branagan
PO Box 9
Plymouth, NY 13832

RE: Richard Morehead Bail

Dear Judge Branagan:

The bail paid for Richard Morehead should be returned to Anna Morehead as she is the individual that paid the bail. Ms Morehead sent the money by western union. Anna Morehead's address is - [REDACTED] Orlando, FL 32828.

If you have any questions please contact our office.

Very truly yours,

Debby Monk
Debby Monk
Civil Clerk

For your information!

RECEIVED

[REDACTED]
Orlando, Florida 32828

Phone: [REDACTED]

June 26th, 2006

Scott Clippinger, Esq.
48 Hale Street
Norwich, New York 13815

Re: Richard E. Morehead - Bail Money

Dear Mr. Clippinger:

This letter is a follow-up to my three previous phone calls to your office concerning the failure of Judge Branagan to return bail money to me.

I am at a loss to understand why the Judge has failed to return the money to me -- \$1500.00 -- that I believe has to returned to me in full!!! Enclosed for your reference is a copy of a letter that the Chenango County Sheriff wrote to Judge Branagan on April 13, 2006.

Kindly note that I have written to her and called her three times to no avail.

Please be advised that unless the bail money is received by the undersigned in the very near future, I intend to file a complaint against Judge Branagan with the New York State Commission on

Judicial Conduct. I believe that the Judge is in violation of Sections 100.3a5 and 100.3b1 of the Rules Governing Judicial Conduct by failing to promptly dispose of the business of her court, and is neglecting her adjudicative and administrative responsibilities.

Also, enclosed is one of my checks, payable to your order, in the sum of \$50.00. Please apply this payment to Richard's outstanding account. The enclosed check leaves a balance due to you of \$513.00.

Thank you for your time and attention to this matter.

Very truly yours,

Anna M. Morehead
Anna M. Morehead

Enc.

RECEIVED

[REDACTED]
Orlando, Florida 32828

Phone: [REDACTED]

July 24th, 2006

Scott Clippinger, Esq.
48 Hale Street
Norwich, New York 13815

Re: Richard E. Morehead - Old account

Dear Mr. Clippinger:

Enclosed herewith is my check, payable to your order, in the sum of \$50.00. The enclosed check represents payment on Richard's ~~OLD ACCOUNTS~~. The balance remaining due after this payment will be \$463.00. Please note that I intend to pay on this account regularly until you are paid in full.

Kindly let me know what Judge Branagan has done with the bail money that belongs to me. As of the date of this letter, I have yet to receive the money or have any response from her concerning it. I am furious about the way the Judge has handled this matter -- she has absolutely no right to keep money belonging to me. To reiterate, I still feel that the Judge is in violation of the Rules Governing Judicial Conduct by failing to promptly dispose of the business of her court, and has neglected her adjudicative and administrative responsibilities. Please advise.

Thank you for your time and attention to this matter.

Very truly yours,

Anna M. Morehead

Anna M. Morehead

Enc.

Clippinger Law Offices

PO Box 272 - 1 West Main Street
Smyrna, New York 13464-0272

Scott Clippinger



607-627-6811
Fax 607-627-6816
internet scott@clippinger.org

June 1, 2006

Hon. Gladys Branagan
Plymouth Town Justice
PO Box 9
Plymouth 13892

re: [REDACTED] Jr.

Dear Judge Branagan:

The defendant's mother has called to say she has not received the return of the bail in this matter. I would appreciate your checking into this. Thank you.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

cc: Anna Morehead

Clippinger Law Offices

48 Hale Street
Norwich, New York 13815

607-336-4857
Fax 607-336-1628

Scott Clippinger



June 22, 2006

Hon. Gladys Branagan
Town of Plymouth Justice Court
PO Box 9
Plymouth NY 13832

re: People v. [REDACTED]

Your Honor:

I am writing to confirm the message which my office left on your voice mail regarding the above-noted defendant's bail.

Mr. Morehead's grandmother Anna Morehead has again been in contact with me about the return of the bail money which she paid to the Court. She is quite upset that it has not been returned, despite apparently repeated requests.

She stated emphatically that if she does not have it by the beginning of July, she will send a letter to the Commission on Judicial Conduct.

Thank you for your prompt attention to this matter.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

SC/jsc

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger

607-627-6811
Fax 607-627-6816



July 28, 2006

Hon. Gladys Branagan
Town of Plymouth Court
P.O. Box 9
Plymouth NY 13832

re: Return of Bail Money

Your Honor:

I have received no answer to my letters regarding the return of [REDACTED]'s bail to Anna Morehead, and returning to me [REDACTED] bail money.

I need to know if the bail money in either case was returned to the defendant, or if there is some other reason you are not releasing it.

As previously advised, Mrs. Morehead has said she would take this to the Commission, and her patience is, understandably, running out with my attempts to obtain her bail money.

Please contact me as soon as you receive this letter.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

CERTIFIED

SC/jsc

91 7108 2133 3931 1518 1294



Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

Account Number: 32443277

Carrier: USPS

Tracking Number: 9171082133393115181294

Status: Delivered

Date: July 29, 2006 10:37 am

City: PLYMOUTH

State: NY



History

July 29, 2006, 10:12 am Notice Left, PLYMOUTH, NY, 13832

July 28, 2006, 7:42 pm Electronic Shipping Info Received, SMYRNA, NY, 13464

Clippinger Law Offices

1 West Main Street

PO Box 272

Smyrna, New York 13464-0272

Scott Clippinger

607-627-6811

Fax 607-627-6816



May 26, 2005

Hon. Gladys Branagan
Town of Plymouth Justice
PO Box 9
Plymouth NY 13832

re: [REDACTED]

Your Honor:

I am enclosing [REDACTED] original bail receipt, which is endorsed as being payable to Clippinger Law Offices.

In light of the dismissal of the charges, kindly forward the bail money to me, payable to Clippinger Law Offices. I am enclosing a SASE for your convenience.

Your courtesies are appreciated.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

cc: [REDACTED]

SC/jsc

310804 - Continued - Step-Acc Document - 5/25/04

SHERIFF THOMAS J. LOUGHREN
CHENANGO COUNTY SHERIFF'S OFFICE
14 WEST PARK PLACE
NORTHPORT, NY 13858

DATE 5-1-04 RECEIPT 71555

RECEIVED FROM Brenda Brown

Address 207 St Hwy 20 Pitcher NY

Five hundred DOLLARS \$ 500.00

OR Michael Brown cash bail to wa pp

5/13/04

ACCOUNT		HOW PAID	
BEGINNING BALANCE		CASH	<u>500.00</u>
AMOUNT PAID		CHECK	
BALANCE		MONEY	

AN 1

Check raised to
Chippewa
Office instead
of myrtle
Burdick B.

Clippinger Law Offices

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

607-627-6811
Fax 607-627-6816

Scott Clippinger



July 18, 2006

Hon. Gladys Branagan
Town of Plymouth Justice
PO Box 9
Plymouth NY 13832

re: [REDACTED]

Your Honor:

I am enclosing a copy of the letter which I sent to you on May 26, 2005, with the bail receipt in the above-noted matter.

My bookkeeper has just brought to my attention that we have never received the bail money from you.

Please forward it to me immediately. As you can see from the endorsement on the back, it is to be paid to my office.

Please let me know if there is any reason why the bail will not be sent to me by the end of the month.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

CERTIFIED

SC/jsc

91 7108 2133 3931 1518 1249



Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

Account Number: 32443277

Carrier: USPS
 Tracking Number: 9171082133393115181249
 Status: Delivered
 Date: July 20, 2006 4:35 pm
 City: PLYMOUTH
 State: NY



History

July 20, 2006, 2:57 pm Notice Left, PLYMOUTH, NY, 13832
 July 18, 2006, 7:47 pm Electronic Shipping Info Received, SMYRNA, NY, 13464

1 West Main Street
PO Box 272
Smyrna, New York 13464-0272

Scott Clippinger

607-627-6811
Fax 607-627-6816



July 28, 2006

Hon. Gladys Branagan
Town of Plymouth Court
P.O. Box 9
Plymouth NY 13832

re: Return of Bail Money

Your Honor:

I have received no answer to my letters regarding the return of [REDACTED] bail to Anna Morehead, and returning to me [REDACTED] [REDACTED] bail money.

I need to know if the bail money in either case was returned to the defendant, or if there is some other reason you are not releasing it.

As previously advised, Mrs. Morehead has said she would take this to the Commission, and her patience is, understandably, running out with my attempts to obtain her bail money.

Please contact me as soon as you receive this letter.

Sincerely,

CLIPPINGER LAW OFFICES

Scott Clippinger

CERTIFIED

SC/jsc

91 7108 2133 3931 1518 1294



Delivery Status



Here is the detailed status of the shipment you are tracking. Check all of the information carefully. If there appears to be a problem with your shipment, contact the carrier directly.

Account Number: 32443277

Carrier: USPS

Tracking Number: 9171082133393115181294

Status: Delivered

Date: July 29, 2006 10:37 am

City: PLYMOUTH

State: NY



History

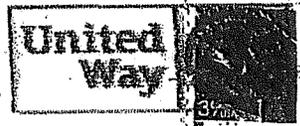
July 29, 2006, 10:12 am Notice Left, PLYMOUTH, NY, 13832

July 28, 2006, 7:42 pm Electronic Shipping Info Received, SMYRNA, NY, 13464

*Mr. Clippinger:
For your file!*

TOWN OF PLYMOUTH
Hon. Gladys C. Branagan
TOWN JUSTICE
P.O. Box #9
Plymouth, N.Y. 13832

UTICA NY 135
07 NOV 2006 PM 2 T



Anna Morehead



Orlando, Florida 32828

32828+6182

GLADYS C. BRANAGAN TOWN JUSTICE P.O. BOX 9 PLYMOUTH, NY 13832		50-361/213 7000859103	241
DATE <u>10-10-06</u>			
PAY TO THE ORDER OF	<u>Anna Morehead</u>	\$ <u>1500.00</u>	
<u>one thousand five hundred dollars</u>		DOLLARS	
NBT BANK of Sherburne, NY			
MEMO	<u>Bail for Richard Morehead Gladys C. Branagan</u>		

September 27, 2004

Plymouth Town Court
 PO Box 9
 Plymouth, NY 13832

RE: Bail Checks - not cashed

Dear Justice Branagan:

Our records indicate that you have not cashed the following checks:

<u>Date</u>	<u>Check No.</u>	<u>Amount</u>
5/11/04	24774	\$500.00
4/13/04	24671	\$1000.00 - Cleared bank 9/30/04

If you have received these checks, please cash them immediately. If you never received them, please fill in and return the attached *Application for Replacement of Check* forms so new checks can be issued.

If we do not hear from you by October 8, 2004 and the checks are not returned in our next bank statement, payment will be stopped on the checks and the funds will be turned over to our County Treasurer as unclaimed.

Very truly yours,

Patricia Collier
 Chief Civil Clerk

CK 24774 - never cashed -
 No reply to this letter
 Sent to County Treasurer
 as unclaimed funds on
 4/29/05
 Judge never inquired about
 this



ALAN G. HEVESI
COMPTROLLER

STATE OF NEW YORK
OFFICE OF THE STATE COMPTROLLER
110 STATE STREET
ALBANY, NEW YORK 12242
August 30, 2006

MARK P. PATTISON
DEPUTY COMPTROLLER
DIVISION OF LOCAL GOVERNMENT SERVICES
AND ECONOMIC DEVELOPMENT
Tel: (518) 474-4037 Fax: (518) 486-6479

Supervisor
Town of Plymouth
3676 State Hwy 23
South Plymouth NY 13844

Re: Justice ID# 0836750397B
Honorable Gladys Branagan

Dear Supervisor:

This is official notification that the above referenced justice has not properly reported to the State Comptroller for the following month(s):

04/2006 05/2006 06/2006

Pursuant to section 27 of the Town Law and section 4-410 of the Village Law, every town and village justice must file a report monthly with the State Comptroller. The report, certification, or remittance if any, is due by the tenth of the month following the report month (e.g. the April report by the tenth of May). A report must be sent to us even if it is to indicate that no activity occurred in that month. In the event that a justice fails to properly report or properly account for any moneys received by such justice, the chief fiscal officer will be notified. Upon receipt of such notice from the State Comptroller, it shall be unlawful for the town or village to make any further payment of compensation to such justice until receipt of a notice from the Comptroller that a proper accounting has been made.

No further compensation should be made to this justice until further notice from this office. Please sign the attached copy of this notification and return it to:

Office of the State Comptroller
Justice Court Fund
110 State Street
Albany, NY 12236

Sincerely,

Tammi Coburn-Sossel
Manager
Justice Court Fund

Signature

12/16/06

Date



ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL

NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

518-474-5617 518-486-1850
TELEPHONE FACSIMILE

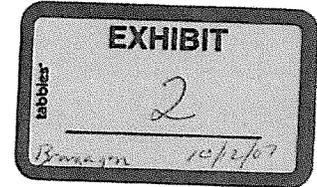
www.scjc.state.ny.us

CATHLEEN S. CENCI
DEPUTY ADMINISTRATOR

CHERYL L. RANDALL
BRUCE D. LENNARD
SENIOR ATTORNEYS

PERSONAL AND CONFIDENTIAL

September 27, 2007



Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 9
Plymouth, New York 13832

Dear Judge Branagan:

This is to confirm that your appearance to give testimony before the Commission has been adjourned at your request to **October 12, 2007, at 9:00 A.M.**

Very truly yours,

Cathleen S. Cenci
Deputy Administrator

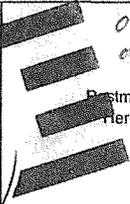
CSC:gd

7002 3150 0003 2823 3168
99TE E292 E000 05TE 2007

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CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage \$	2.65	
Certified Fee	2.65	
Return Receipt Fee (Endorsement Required)	0.65	
Restricted Delivery Fee (Endorsement Required)	0.00	
Total Postage & Fees	\$ 6.95	

12207 USPS

Sent To *Hon. Gladys Branagan*
Street, Apt. No.; or PO Box No. *P.O. Box 27*
City, State, ZIP+4 *Plymouth NY 13832*

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee <i>Katherine Braman</i></p> <p>B. Received by (Printed Name) C. Date of Delivery <i>Katherine Braman 07/10/22</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p><i>Hon. Gladys Branagan Plymouth Town Justice PO Box 27 Plymouth, New York 13832</i></p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7002 3150 0003 2823 3168...</p>

UNITED STATES POSTAL SERVICE

BINGHAMTON NY 13901

22 OCT 2007 PM 1



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USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

STATE OF NEW YORK
38-40 STATE STREET
ALBANY, NEW YORK 12207

COSC

RECEIVED
OCT 24 2007
STATE COMMISSION
ON JUDICIAL CONDUCT

387



EXHIBIT L



ROBERT H. TEMBECKJIAN
ADMINISTRATOR & COUNSEL

NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT
38-40 STATE STREET
ALBANY, NEW YORK 12207

518-474-5617 518-486-1850
TELEPHONE FACSIMILE

www.scjc.state.ny.us

CATHLEEN S. CENCI
DEPUTY ADMINISTRATOR

CHERYL L. RANDALL
BRUCE D. LENNARD
SENIOR ATTORNEYS

CONFIDENTIAL

November 26, 2007

Hon. Gladys C. Branagan
Plymouth Town Justice
P.O. Box 27
Plymouth, New York 13832

Dear Judge Branagan:

On November 2, 2007, I received copies of your receipts, with your cover letter in which you stated you would be forwarding the requested copies of your check register. To date, I have not received the copies of the check register.

Please provide a complete copy of your check register(s) by December 3, 2007. **Your failure to do so may be viewed by the Commission as a failure to cooperate.**

Very truly yours,

Cathleen S. Cenci
Deputy Administrator

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

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CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

OFFICIAL USE

Postage	\$ 1.14	
Certified Fee	2.60	
Return Receipt Fee (Endorsement Required)	1.15	
Restricted Delivery Fee (Endorsement Required)	2.13	
Total Postage & Fees	\$ 6.21	

Sent To
 Hon. Gladys C. Wang
 Street, Apt. No.;
 or PO Box No.
 City, State, ZIP+4
 Plattsburgh, NY 13832

PS Form 3800, June 2002. See Reverse for Instructions

2006 0810 0002 0067 8792

SENDER: COMPLETE THIS SECTION

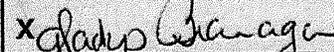
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Hon. Gladys C.
 Branagan
 P.O. Box 27
 Plymouth, N.H. 13839

COMPLETE THIS SECTION ON DELIVERY

A. Signature


 Agent Addressee

B. Received by (Printed Name)

Gladys Branagan

Date of Delivery

1/12/00

D. Is delivery address different from item 1? YesIf YES, enter delivery address below: No

06/A-262
07/A-008

3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

 Yes

Article Number

(Transfer from service label)

7006 0810 0002 0067 8797

UNITED STATES POSTAL SERVICE

BINGHAMTON NY 139

06 DEC 2007 PM 1

First Class Mail
Postage & Fees Paid
USPS
Permit No. 6-10

• Sender: Please print your name, address, and ZIP+4 in this box •

STATE OF NEW YORK
38-40 STATE STREET
ALBANY, NEW YORK 12207

CDJC

RECEIVED
DEC 10 2007
STATE OF NEW YORK
MUNICIPAL CONDUCT

0607

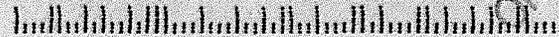


EXHIBIT M

DISTRICT ATTORNEY
JOSEPH A. McBRIDE

OFFICE OF THE DISTRICT ATTORNEY
COUNTY OF CHENANGO
COUNTY OFFICE BUILDING
SUITE 205, 5 COURT STREET
NORWICH NEW YORK 13815
(607) 337-1745
FAX: (607) 337-1746

FIRST ASSISTANT
STEPHEN M. DUNSHEE



January 25, 2008

Gladys Branagan
Town of Plymouth
P.O. Box 9,
Plymouth, New York 13832

RE: Town of Plymouth

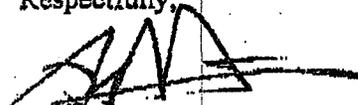
Dear Hon. Justice Branagan:

I noted in our local newspaper, congratulations on the Town's recognition of your years of devoted and professional service as their, and my, Justice.

I am writing to inquire as to the location of the Town of Plymouth currently open and closed criminal files. As Justice O'Connor and I had Court yesterday on January 24, 2008 we were inquiring as to certain criminal defendants files. Justice O'Connor, however, was unable to locate the aforementioned Town files.

Please call or write me or contact Justice O'Connor to assist us in locating and retrieval of those files.

Respectfully


Stephen M. Dunshee

cc. Paul O'Connor, Hon. Justice ✓

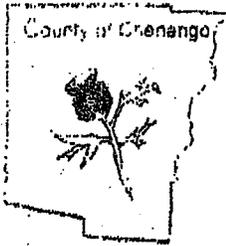
Office of Court Administration, Director Paul Toomey, Fax: 518-238-2069

ASSISTANTS

ROBERT M. LARKIN
36 GENESEE STREET
GREENE, N.Y. 13778
607-656-4343
FAX: 607-656-8016

JAMES P. CHAMBERLAIN
82 SOUTH BROAD STREET
NORWICH, N.Y. 13815
607-336-3489
FAX: 607-336-3837

EXHIBIT N



TOWN OF PLYMOUTH

**Hon. Paul M. O'Connor
TOWN JUSTICE
P.O. Box #27
Plymouth, New York 13832**



Telephone:(607) 334-3938

January 30, 2008

Gladys Branagan
Post Office Box 9
Plymouth, New York 13832

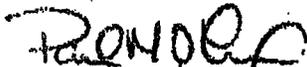
Dear Ms Branagan,

Since January 1st of 2008 you have been in possession of the current and adjudicated files and records of the Town of Plymouth Justice Court. As you may or may not be aware these aforementioned files and records are the property of the court, and the town respectfully.

I now must demand, that you, without any further delay return these files to myself or the town's record custodian forthwith.

Please include a detailed account of those files in which you have either added to or deleted information from while in your possession from January 1st 2008 to the present day.

Sincerely,


Paul M. O'Connor

cc: Hon. Judith O'Shea, Administrative Judge Sixth District
Hon. Paul Toomey, Assistant Dean OCA Resource Center
Mr. Joseph McBride, Chenango County District Attorney
Mr. James Downey, Attorney, Town of Plymouth
Mr. Jerry Kreiner, Supervisor, Town of Plymouth

EXHIBIT O

March 13, 2008

Honorable Gladys Branagan
Former Plymouth Town Justice
P.O. Box 9
Plymouth, New York 13832

Dear Judge Branagan

During the past week I have received several documents from the New York State Department of Motor Vehicles, TSI.E&D Bureau regarding dispositions that you had recently forwarded to them. Motor vehicles had advised me that these dispositions were received in their office on or about the 15th of February, 2008. As you are fully aware you no longer hold judicial office and should not be conducting any business on behalf of the justice court.

Therefore, I must demand upon you, to cease any and all activity as it relates to the Plymouth Justice Court. In addition if you are in possession of any records, such as:

- criminal
- non criminal case files
- traffic violation summons
- financial reports

and any other documents that would be considered the property of the township they must be returned

Please forward the aforementioned to the Plymouth Town Clerk without delay.

Very truly yours,

Paul M. O'Connor

Cc. Mr. Kevin Reilly, Unified Court System
Mr. Jerry Kreiner, Supervisor, Town of Plymouth

EXHIBIT P



NEW YORK STATE
Unified Court System

ANN PFAU
CHIEF ADMINISTRATIVE JUDGE

OFFICE OF COURT ADMINISTRATION

DENNIS W. DONNELLY, CPA
DIRECTOR, OFFICE OF INTERNAL AFFAIRS

May 8, 2008

Ms. Gladys Branagan
P.O. Box 9
Plymouth, NY 13832

Dear Ms. Branagan:

The Unified Court System's Office of Internal Affairs has scheduled an audit of the records and practices of the Plymouth Town Court. The audit is being scheduled at the request of the Office of Justice Court Support and as part of the 2008-09 internal audit plan approved by the Chief Administrative Judge.

We have been informed that certain official records of the Plymouth Town Court relative to the time you were Plymouth Town Justice are in your possession. Despite several efforts by the Chenango County District Attorney, Plymouth Town Court Justice and the Office of Justice Court Support, you have not returned these records to the court.

Accordingly, I am requesting that you provide to me any and all records of the Plymouth Town Court currently in your possession. These records should be delivered to me or my personal designee on May 22, 2008 at 11:00 a.m. at the Chenango County Court, 5 Court Street, Norwich, NY.

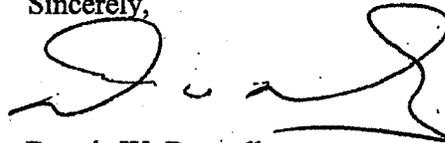
This request includes but is not limited to electronic data processing and storage devices, computers and computer systems including central processing units; internal and peripheral storage devices such as fixed disks, external hard disks, floppy disks drives and diskettes, tape drives and tapes, optical storage devices or other memory storage devices; peripheral input/output devices such as keyboards, printers, video display monitors, optical readers, and related communications devices such as modems; together with backup media, system documentation, software and instruction manuals.

In addition, any paper records such as but not limited to receipts, cash journals, checks, cancelled checks, check stubs, bank statements, bank reconciliations, court calendars, accusatory instruments, case files, traffic tickets or any other records created or maintained while conducting business of the Plymouth Town Court.

Once you have provided these records to me you will be asked to sign an affidavit stating that all records of the Plymouth Town Court in your possession have been returned to the Office of Internal Affairs. This request is being undertaken pursuant to the authority vested in me, as Director of the Office of Internal Affairs of the New York State Unified Court System.

Failure to comply with this request will result in a subpoena being issued by the Chief Administrative Judge pursuant to Judiciary Law, section 212(1)(h).

Sincerely,

A handwritten signature in black ink, appearing to read "Dennis W. Donnelly", with a stylized flourish at the end.

Dennis W. Donnelly

/smw

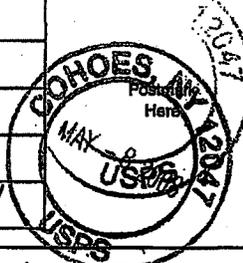
c: Hon. Jan H. Plumadore
Hon. Judith O'Shea
Hon. W. Howard Sullivan
Hon. Paul Toomey

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OFFICIAL USE

Postage	\$.41
Certified Fee	2.65
Return Receipt Fee (Endorsement Required)	2.15
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.21



Sent To Ms Gladys Branagan
 Street, Apt. No., or PO Box No. PO Box 9
 City, State, ZIP+4 Plymouth NY 13832

PS Form 3800, June 2002

See Reverse for Instructions

7002 2030 0003 1270 6708

SENDER:
 Complete items 1 and/or 2 for additional services.
 Complete items 3 and 4.
 Print your name and address on the reverse of this form so that we can return the card to you.
 Attach this form to the front of the mailpiece, or on the back (if no return permit).
 Write "Return Receipt Requested" on the mailpiece below the article number. (The Return Receipt will allow you to know to whom the article was delivered and the date delivered.)

1. Article Addressed to:
Ms Gladys Branagan
PO Box 9
Plymouth NY 13832
Gladys Branagan

2. Article Number:
7002 2030 0003 1270 6708

3. Service Type:
 Registered Insured
 Certified COB
 Express Mail Return Receipt for Merchandise

4. Date of Delivery

5. Addressee's Address (Only if fee and fee is paid)

6. Signature (Agent)

PS Form 3811, December 1991

DOMESTIC RETURN RECEIPT

If your RETURN ADDRESS is considered on the reverse side

Thank you for using Return Receipt Service

Certified Mail Provides:

PS Form 3800, June 2002 (Reverse)
102696-02-M-1592

- A mailing receipt
- A unique identifier for your mailpiece
- A record of delivery kept by the Postal Service for two years

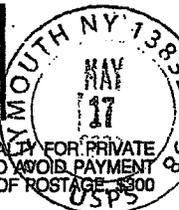
Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail® or Priority Mail®.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS® postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry. Internet access to delivery information is not available on mail addressed to APOs and FPOs.

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE \$300

Print your name, address and ZIP Code here

Dennis Donnelly
Office of Court Administration
98 River Street
Cohoes NY 12047

Schedule 1

Late Reports to State Comptroller

<u>Report Month/Year</u>	<u>Date Filed</u>	<u>Days Late</u>
1/04	2/17/04	7
2/04	3/29/04	19
3/04	5/13/04	33
4/04	5/14/04	4
5/04	7/26/04	46
6/04	7/27/04	17
7/04	10/26/04	77
8/04	9/20/04	10
9/04	10/26/04	16
10/04	12/27/04	47
11/04	12/27/04	17
12/04	2/23/05	44
1/05	2/16/05	6
2/05	3/17/05	7
3/05	5/24/05	44
4/05	5/24/05	14
5/05	9/6/05	88
6/05	9/6/05	58
7/05	10/28/05	79
8/05	12/1/05	82
9/05	10/28/05	18
10/05	1/3/06	54
11/05	1/19/06	40
12/05	1/19/06	9
1/06	4/5/06	54
2/06	4/5/06	26
3/06	4/12/06	2
4/06	9/8/06	121
5/06	9/7/06	89
6/06	9/7/06	59
7/06	9/7/06	28
8/06	10/19/06	39
9/06	11/9/06	30
10/06	11/9/06	0
11/06	1/26/07	47
12/06	1/31/07	21
1/07	2/12/07	2
2/07	3/16/07	6
3/07	4/16/07	6
4/07	5/16/07	6
5/07	6/20/07	10
6/07	8/14/07	35
7/07	8/14/07	4

STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT

In the Matter of the Proceeding
Pursuant to Section 44, subdivision 4,
of the Judiciary Law in Relation to

GLADYS C. BRANAGAN,

a Justice of the Plymouth Town Court,
Chenango County.

MANDATORY: Judge's Home Address

In the event that a determination of the Commission on Judicial Conduct is made in the above matter requiring transmittal to the Chief Judge and service upon the judge in accordance with Judiciary Law § 44, subd. 7, the Court of Appeals has asked the Commission to provide the judge's home address.

Judge's Home Address

OPTIONAL: Request and Authorization to Notify Judge's Attorney of Determination

In the event that a determination of the Commission on Judicial Conduct is made in the above matter requiring transmittal to the Chief Judge and service upon me in accordance with Judiciary Law § 44, subd. 7, the undersigned judge or justice:

(1) requests and authorizes the Chief Judge to cause a copy of my notification letter from her and a copy of the determination to be sent to my attorney(s) by mail:

Attorney's Name, Address, Telephone

(2) requests and authorizes the Clerk of the Commission to transmit this request to the Chief Judge together with the other required papers.

This request and authorization shall remain in force unless and until a revocation in writing by the undersigned judge or justice is received by the Commission.

Dated:

Signature of Judge or Justice

Acknowledgment:

Signature of Attorney for Judge or Justice

SEND TO: Clerk of the Commission
State Commission on Judicial Conduct
61 Broadway, Suite 1200
New York, New York 10006



Honorable Gladys Branagan

Town of Plymouth - Justice Court

3461 State Highway 23

South Plymouth, NY 13844

Phone (607) 334-3938 Fax (607) 336-6611

Patricia A. Murray - Court Clerk

EXHIBIT 2

Gladys Branagan

PO Box #9

Plymouth, NY 13832

607-336-1122

July 13, 2020

Plymouth Town Board

I will be resigning my position of Plymouth Town Justice as of August 31, 2020.

Sincerely,

Gladys C. Branagan