

STATE OF NEW YORK  
COMMISSION ON JUDICIAL CONDUCT

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

ROBERT M. BERLINER,

a Justice of the Supreme Court, 9<sup>th</sup> Judicial  
District, Rockland County.

DECISION  
AND  
ORDER

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THE COMMISSION:

Joseph W. Belluck, Esq., Chair  
Taa Grays, Esq., Vice Chair  
Honorable Fernando M. Camacho  
Jodie Corngold  
Honorable John A. Falk  
Honorable Angela M. Mazzarelli  
Honorable Robert J. Miller  
Marvin Ray Raskin, Esq.  
Ronald J. Rosenberg, Esq.  
Graham B. Seiter, Esq.  
Akosua Garcia Yeboah

APPEARANCES:

Robert H. Tembeckjian (Mark Levine and Vickie Ma, Of Counsel) for  
the Commission

Scalise and Hamilton, P.C. (by Deborah A. Scalise) for Judge Berliner

The matter having come before the Commission on June 16, 2022; and the  
Commission having before it the Stipulation dated June 8, 2022; and Judge

Berliner having tendered his resignation dated June 7, 2022 effective September 30, 2022; and having affirmed that after vacating his judicial office, he will neither seek nor accept judicial office at any time in the future, and having waived confidentiality as provided by Judiciary Law Section 45 to the extent that the Stipulation will become public upon being signed by the signatories and that the Commission's Decision and Order with respect thereto will become public; now, therefore, it is

DETERMINED, on the Commission's own motion, that the Stipulation is accepted and that the pending matter is concluded, by the terms of the Stipulation, subject to being revived according to the terms of the Stipulation; and it is

SO ORDERED.

Dated: June 16, 2022

  
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Celia A. Zahner, Esq.  
Clerk of the Commission  
New York State  
Commission on Judicial Conduct