

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

MARIAN R. SHELTON,

a Judge of the New York City Family
Court, Bronx County.

DECISION
AND
ORDER

BEFORE:

Honorable Thomas A. Klonick, Vice Chair
Stephen R. Coffey, Esq.
Colleen C. DiPirro
Richard D. Emery, Esq.
Paul B. Harding, Esq.
Marvin E. Jacob, Esq.
Honorable Jill Konviser
Honorable Karen K. Peters
Honorable Terry Jane Ruderman

APPEARANCES:

Robert H. Tembeckjian (Alan W. Friedberg, Of Counsel) for the
Commission

Ingram Yuzek Gainen Carroll & Bertolotti, LLP (by Dean G. Yuzek)
for the Respondent

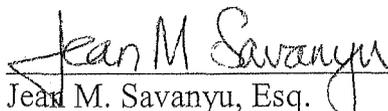
The matter having come before the Commission on September 26, 2007;
and the Commission having before it the Formal Written Complaint dated June 1, 2007,
respondent's Verified Answer dated June 25, 2007, and the Stipulation dated September

26, 2007; and the Commission having designated Robert H. Straus, Esq., as referee to hear and report proposed findings of fact and conclusions of law; and no hearing having been held to date; and respondent having stipulated that she does not contest the Commission's position that her conduct as set forth in the Stipulation violated the specified ethical rules; and respondent having affirmed that she will neither seek nor accept reappointment as a judge of the New York City Family Court upon the expiration of her current term on December 31, 2007, and that she does not intend to seek or accept judicial office or a position as a Judicial Hearing Officer at any time in the future; and the parties having stipulated as to the terms under which the Stipulation may be vacated and the pending proceeding be activated; and respondent having waived confidentiality as provided by Judiciary Law §45; now, therefore, it is

DETERMINED, on the Commission's own motion, that the pending proceeding be discontinued pursuant to the terms of the Stipulation; and it is

SO ORDERED.

Dated: September 27, 2007



Jean M. Savanyu, Esq.
Clerk of the Commission
New York State
Commission on Judicial Conduct