

IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 04 9184

INQUIRY CONCERNING
CJC NO. 04-0638-JP

ORDER LIFTING SUSPENSION

On this day the Court considered the State Commission on Judicial Conduct's Request to Lift Suspension of Lloyd Locke, Former Justice of the Peace, Precinct 1, Glen Rose, Somervell County, Texas, pursuant the Court's June 28, 2004 Order issued under Misc. Docket No. 04-9146.

The Court is of the opinion that such motion should be granted. It is therefore ordered that the suspension of Lloyd Locke is hereby lifted.

As ordered by the Supreme Court of Texas, in chambers,

With the Seal thereof affixed at the
City of Austin

This 16th day of August, 2004



ANDREW WEBER, CLERK
SUPREME COURT OF TEXAS

IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 9184

**Inquiry Concerning
CJC No. 04-0638-JP**

REQUEST TO LIFT SUSPENSION

TO THE HONORABLE SUPREME COURT OF TEXAS:

COMES NOW the undersigned counsel for the State Commission on Judicial Conduct (hereinafter the "Commission"), and files this its Request to Lift Suspension, and respectfully shows the Court as follows:

1. On June 24, 2004, the Commission filed with this Honorable Court a Request for Suspension against the Honorable Lloyd Locke, Justice of the Peace, Precinct 1, Place 1, Glen Rose, Somervell County, Texas, based on a sworn complaint and additional written and videotaped witness statements alleging that Judge Lloyd Locke engaged in sexually inappropriate conduct towards several women with whom he dealt in his official capacity.

2. On June 28, 2004, pursuant to an Order issued under Misc. Docket No. 04-9146, this Honorable Court suspended Judge Locke without pay pending final disposition of the charges before the Commission.

3. On July 7, 2004, Judge Lloyd Locke formally executed and submitted for the Commission's consideration a *Voluntary Agreement to Resign from Judicial Office in Lieu of Disciplinary Action* (hereinafter the "Agreement"), a true and correct copy of which is attached hereto as Exhibit "A."

4. On or about July 7, 2004, Judge Locke resigned his position as Justice of the Peace, Precinct 1, Place 1, Glen Rose, Somervell County, Texas.

5. On August 11, 2004, the Commission voted to accept the Agreement and to dismiss the underlying charges against Judge Locke.

Prayer

WHEREFORE, PREMISES CONSIDERED, the Commission respectfully requests that this Honorable Court immediately lift Lloyd Locke's suspension as a result of the final disposition of the charges against him.

Respectfully submitted,

State Commission on Judicial Conduct
P.O. Box 12265
Austin Texas 78711
(512) 463-5533
FAX: (512) 463-0511

Seana Willing
Executive Director
Texas State Bar No. 00787056

W. W. Torrey
Commission Counsel
Texas State Bar No 20144700

By: W. W. Torrey
W. W. Torrey

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the "Request to Lift Suspension" has been sent to Lloyd Locke, 3788 Highway 144 South, Glen Rose Somervell County, Texas 76043, on this the 18th day of August 2004, via certified mail, return receipt requested.

W. W. Torrey
W. W. Torrey

COPY



**BEFORE THE
STATE COMMISSION ON JUDICIAL CONDUCT**

**IN RE: JUDGE LLOYD LOCKE
JUSTICE OF THE PEACE, PRECINCT 1
GLEN ROSE, SOMERVELL COUNTY, TEXAS
(CJC No. 04-0638-JP)**

**VOLUNTARY AGREEMENT TO RESIGN FROM
JUDICIAL OFFICE IN LIEU OF DISCIPLINARY ACTION**

This Agreement is being entered into by the undersigned parties pursuant to Section 33.032(h) of the Texas Government Code.

WHEREAS on March 8, 2004, a complaint was filed with the State Commission on Judicial Conduct (hereinafter the "Commission") against Judge Locke, Justice of the Peace, Precinct 1, Glen Rose, Somervell County, Texas, containing allegations that Judge Locke engaged in sexually inappropriate conduct towards several women with whom he dealt in his official capacity, and

WHEREAS on June 10, 2004, following Judge Locke's informal appearance before the Commission, the Commission voted to institute formal proceedings against Judge Locke, and also recommended to the Texas Supreme Court that Judge Locke be suspended from office, without pay, pending the outcome of the formal proceedings, and

WHEREAS on June 28, 2004, the Texas Supreme Court issued an Order of Suspension against Judge Locke, suspending him from office, without pay, pending the outcome of the formal proceedings, and

WHEREAS Examiner's Notice of Formal Proceedings has not been served on Judge Locke, in connection with the above-referenced matter, and

WHEREAS no Findings of Fact or Conclusions of Law have been made in connection with the above-referenced matter, and

WHEREAS the parties agree that the allegations of judicial misconduct, if found to be true, could result in further disciplinary action against Judge Locke, and

WHEREAS the parties to this Agreement are desirous of resolving these matters without the time and expense of further disciplinary proceedings.

EXHIBIT A

IT IS THEREFORE AGREED that Judge Locke, upon the signing of this Agreement, shall resign his judicial office in lieu of disciplinary action by the Commission, pursuant to Section 33.032(h) of the Texas Government Code. The Commission agrees that it shall pursue no further disciplinary proceedings against Judge Locke in connection with the above-referenced matter.

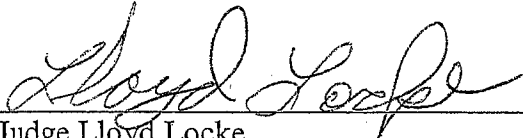
IT IS FURTHER AGREED that, upon the Commission's approval of this Agreement, Judge Locke shall be disqualified from future judicial service; sitting or serving as a judge in the State of Texas in the future; standing for election or appointment to judicial office in the State of Texas; or, performing or exercising any judicial duties or functions of a judicial officer in the State of Texas, including the performance of weddings pursuant to the authority of Section 2.202(a)4 of the Texas Family Code in the State of Texas.

IT IS FURTHER AGREED that any violation of this Agreement by Judge Locke would constitute willful or persistent conduct that is clearly inconsistent with the proper performance of his duties or casts public discredit upon the judiciary or administration of justice in violation of Art. V, §1-a(6)A of the Texas Constitution, and Section 33.001(b) of the Texas Government Code.

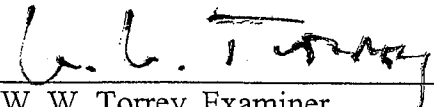
IT IS FURTHER AGREED that the Commission may enforce this Agreement through any legal process necessary, including injunctive relief; that Travis County, Texas, shall be the proper venue for any dispute between the parties or proceeding relating to this Agreement; and that Judge Locke, individually, shall bear the expense, cost, and any reasonable and necessary attorneys' fees in the event any dispute arising under this Agreement is decided against him by any court or tribunal.

IT IS FURTHER AGREED that Judge Locke, by his execution of this voluntary agreement, does not admit guilt, fault or liability regarding the allegations at issue in the above-referenced matter.

AGREED TO AND ACCEPTED upon its execution by the parties.



Judge Lloyd Locke

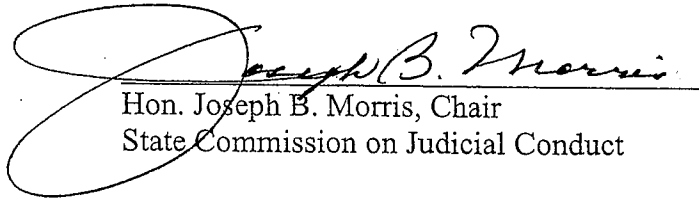


W. W. Torrey, Examiner
State Commission on Judicial Conduct

Date: Jul 9, 2004

Date: July 13, 2004

AGREED TO AND ACCEPTED by the Commission as the final disposition of this matter.


Hon. Joseph B. Morris, Chair
State Commission on Judicial Conduct

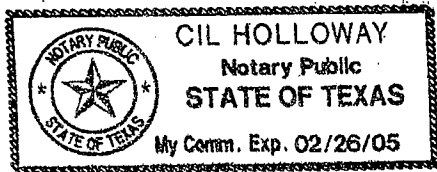
Date: 8/11/04

VERIFICATION

State of Texas §
County of Somervell §
§

BEFORE ME, the undersigned authority, on this day personally appeared Lloyd Locke, who by me being first duly sworn, on his oath deposed and said that the above "Voluntary Agreement to Resign from Judicial Office in Lieu of Disciplinary Action" is a true and correct recitation of the facts and accurately reflects his understanding of the terms and conditions of, and voluntary consent to enter into, such Agreement.

SUBSCRIBED AND SWORN TO BEFORE ME, on this the 7th day of July, 2004.




NOTARY PUBLIC, IN AND FOR THE
STATE OF TEXAS