

**BEFORE THE
STATE COMMISSION ON JUDICIAL CONDUCT**

**IN RE: JUDGE VIRGINIA BEASON
FORMER MUNICIPAL COURT JUDGE
CITY OF GLADEWATER, UPSHUR COUNTY, TEXAS
(CJC No. 04-0308-MU)**

**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 November 24, 2003, a complaint was filed with the State Commission on Judicial Conduct (hereinafter the "Commission") containing allegations of judicial misconduct against Judge Virginia Beason, Judge of the Municipal Court, City of Gladewater, Upshur County, Texas, regarding sentencing practices and procedures for handling certain Class C misdemeanor cases filed in her court, and

WHEREAS no Notice of Formal Proceedings has been filed by the Examiner against Judge Beason in connection with the above-referenced matter, and

WHEREAS no findings, conclusions, or other determinations 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 Beason, and

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

IT IS THEREFORE AGREED that Judge Beason, upon the signing of this Agreement, shall resign her 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 Beason in connection with the above-referenced matter.

IT IS FURTHER AGREED that, upon the Commission's approval of this Agreement, Judge Beason shall be disqualified from future judicial service; sitting or serving as a judge in the State of Texas in the future; or standing for election or appointment to judicial office in the State of Texas.

IT IS FURTHER AGREED that any violation of this Agreement by Judge Beason would constitute willful or persistent conduct that is clearly inconsistent with the proper performance of her 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 Beason, 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 her by any court or tribunal.

AGREED TO AND ACCEPTED upon its execution by the parties.


JUDGE VIRGINIA BEASON


HON. JOSEPH B. MORRIS, Chair
State Commission on Judicial Conduct

Date: 6/30/04 Date: 8/11/04

VERIFICATION

State of Texas §
 §
County of _____ §

BEFORE ME, the undersigned authority, on this day personally appeared VIRGINIA BEASON, who by me being first duly sworn, on her 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 her understanding of the terms and conditions of, and voluntary consent to enter into, such Agreement.

SUBSCRIBED AND SWORN TO BEFORE ME, on this the _____ day of June, 2004.

NOTARY PUBLIC, IN AND FOR THE
STATE OF TEXAS

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 Beason, 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 her by any court or tribunal.

AGREED TO AND ACCEPTED upon its execution by the parties.

Virginia Beason

JUDGE VIRGINIA BEASON

HON. JOSEPH B. MORRIS, Chair
State Commission on Judicial Conduct

Date: 7-8-04

Date: _____

VERIFICATION

State of Texas §
 §
County of Gregg §

BEFORE ME, the undersigned authority, on this day personally appeared VIRGINIA BEASON, who by me being first duly sworn, on her 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 her understanding of the terms and conditions of, and voluntary consent to enter into, such Agreement.

SUBSCRIBED AND SWORN TO BEFORE ME, on this the 8 day of ~~June~~, 2004.
July

Tom Johnson

NOTARY PUBLIC, IN AND FOR THE
STATE OF TEXAS

