

**BEFORE THE  
STATE COMMISSION ON JUDICIAL CONDUCT**

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**IN RE: JUDGE EDDIE VUITTONET  
JUSTICE OF THE PEACE, PCT. 5  
RAYMONDVILLE, WILLACY COUNTY, TEXAS  
(CJC No. 04-0448-JP)**

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

This Agreement is being entered into by the undersigned parties pursuant to §§33.001(b) and 33.032(h) of the Texas Government Code.

**WHEREAS** on January 26, 2004, a complaint was filed with the State Commission on Judicial Conduct (hereinafter the "Commission") containing allegations of judicial misconduct against Judge Eddie Vuittonet, Justice of the Peace, Precinct 5, Raymondville, Willacy County, Texas, regarding his failure to comply with mandatory judicial educational requirements for fiscal year 2003.

**WHEREAS** on or about February 18, 2004, in connection with the above-referenced matter, the Commission received an affidavit (hereinafter the "February 18, 2004 Sworn Complaint") from Roger Rountree, the Executive Director of the Texas Court Training Center, confirming the allegations of misconduct raised in the original complaint (a true and correct copy of the February 18, 2004 Sworn Complaint is attached hereto as Exhibit A), and

**WHEREAS** the Commission has not recommended to the Supreme Court of Texas that Judge Vuittonet be suspended, pursuant to Article 5, §1-a(6)A of the Texas Constitution and Rule 15(b) of the Procedural Rules for the Removal or Retirement of Judges, and

**WHEREAS** no Notice of Formal Proceedings has been filed by the Examiner against Judge Vuittonet 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, would result in further disciplinary action against Judge Vuittonet, 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 Vuittonet, upon the signing of this Agreement, shall resign his judicial office in lieu of disciplinary action by the Commission, pursuant to §§33.001(b) and 33.032(h) of the Texas Government Code. The Commission agrees that it shall pursue no further disciplinary proceedings against Judge Vuittonet in connection with the above-referenced matter.




**IT IS FURTHER AGREED** that, upon the Commission's approval of this Agreement, Judge Vuittonet shall not 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 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 Vuittonet, 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.

**AGREED TO AND ACCEPTED** upon its execution by the parties.

  
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JUDGE EDDIE VUITTONET

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

Date: 4-20-2004

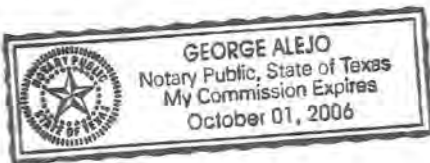
Date: 6-9-04


**VERIFICATION**

State of Texas §  
  §  
County of Willacy §

**BEFORE ME**, the undersigned authority, on this day personally appeared EDDIE VUITTONET, 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 20<sup>th</sup> day of April, 2004.



  
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NOTARY PUBLIC, IN AND FOR THE  
STATE OF TEXAS

AFFIDAVIT OF ROGER ROUNTREE

STATE OF TEXAS §  
  §  
COUNTY OF TRAVIS §

BEFORE ME, the undersigned notary public, personally appeared Roger Rountree and upon his oath duly sworn testified as follows:

"I am over the age of 18, have never been convicted of a felony and have personal knowledge of all facts stated herein.

I am the Executive Director for the Texas Justice Court Training Center. As part of my duties, I ensure judges' compliance with judicial education requirements under the Rules of Judicial Education promulgated by the Court of Criminal Appeals of Texas, a copy of which is incorporated by reference and made a part of this affidavit.

Judge Eddie Vuittonet, Justice of the Peace, Precinct 5, Place 1, of Raymondville, Willacy County, Texas, is not in compliance with Rule 3a(1) of the Rules of Judicial Education for fiscal year 2003.

Judge Vuittonet completed 0 hours of Phase I, 0 hours of Phase II and 0 hours of Phase III out of the 80 required hours of education for fiscal year 2003.

Judge Vuittonet was not granted a waiver or other permission to relieve him of his educational requirements for fiscal year 2003."

FURTHER AFFIANT SAYETH NOT.

*Roger Rountree*  
\_\_\_\_\_  
Roger Rountree  
Executive Director, Texas Justice Court Training Center

SWORN AND SUBSCRIBED TO BEFORE ME, on this the 18 day of February, 2004.

*Elaine Thompson*  
\_\_\_\_\_  
Notary Public, State of Texas

