

**BEFORE THE
STATE COMMISSION ON JUDICIAL CONDUCT**

**IN RE: THE HONORABLE LARRY L. DULANY
JUSTICE OF THE PEACE
PRECINCT 4, COLORADO COUNTY
AND
MUNICIPAL COURT JUDGE
CITY OF EAGLE LAKE, TEXAS
(CJC No. 05-0234-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 November 8, 2004, a complaint (CJC No. 05-0234-JP) was opened by the State Commission on Judicial Conduct (hereinafter the "Commission") based on reports concerning Judge Dulany's alleged theft of monies from SCI Funeral Service of Texas, Inc., and

WHEREAS the Commission had presented to it a copy of an indictment handed up on or about November 15, 2004, by the duly constituted Grand Jury of the District Court of Colorado County, Texas, in Cause No. CR 04-184, styled *State of Texas vs. Larry L. Dulany*, and

WHEREAS on November 16, 2004, the Commission issued an Order of Suspension against Judge Dulany (CJC No. 05-0234-JP) based on said indictment pursuant to its authority under Article 5, §1-a(6)A of the Texas Constitution, and Rule 15a of the Texas Procedural Rules for the Removal or Retirement of Judges, and

WHEREAS no Notice of Formal Proceedings has been filed against Judge Dulany 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 made in the indictment, if found to be true, would result in further disciplinary action against Judge Dulany, and

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

