



**BEFORE THE
STATE COMMISSION ON JUDICIAL CONDUCT**

**IN RE: Honorable James A. Blackstock
County Court At Law No. 3
Angleton, Brazoria County, Texas
(CJC No. 08-0968-CC)**

**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 at all times relevant hereto, the Honorable James A. Blackstock was the Judge of the County Court at Law No. 3 of Brazoria County, Texas, and

WHEREAS an Information dated August 12, 2008, charged Judge Blackstock with fourteen (14) counts of Official Oppression, a Class A – Criminal Episode. A true and correct copy of the Information is attached hereto as **Exhibit “A”** and is incorporated herein for all relevant purposes, and

WHEREAS on August 13, 2008, after considering the Information, the State Commission on Judicial Conduct (the “Commission”), entered an order suspending Judge Blackstock from office, with pay, pending the outcome of the charges pending against him, and

WHEREAS on August 29, 2008, Judge Blackstock plead *nolo contendere* to one count of Official Oppression, a Class A misdemeanor (attached hereto as **Exhibit “B”**), *nolo contendere* to four (4) counts of Assault, a Class C misdemeanor (attached hereto as **Exhibit “C”**), and thereafter submitted his resignation to the members of the Brazoria County, Texas, Commissioners Court (attached hereto as **Exhibit “D”**).

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 Blackstock, and

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

IT IS THEREFORE AGREED that Judge Blackstock, upon the effective date 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 Blackstock in connection with the above-referenced matter.


IT IS FURTHER AGREED that, upon the Commission's approval of this Agreement, Judge Blackstock 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, or performing or exercising any judicial duties or functions of a judicial officer in the State of Texas, including the performance of wedding ceremonies.

IT IS FURTHER AGREED that any violation of this Agreement by Judge Blackstock 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. 5, §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 Blackstock, 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 Blackstock, by his execution of this voluntary agreement, does not admit guilt, fault or liability regarding the matters contained in the complaint referenced above.

AGREED TO AND ACCEPTED upon its execution by the parties.



JAMES A. BLACKSTOCK

Date: 9/22/08



HONORABLE SID HARLE, CHAIR
STATE COMMISSION ON JUDICIAL
CONDUCT

Date: 10/15/08

APPROVED AS TO FORM:

By: 

ATTORNEY FOR JUDGE BLACKSTOCK

VERIFICATION

State of Texas §
County of Brazoria §

BEFORE ME, the undersigned authority, on this day personally appeared JAMES A. BLACKSTOCK, 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.

SWORN TO BEFORE ME, on this the 22 day of September, 2008.

Cindy Larson

NOTARY PUBLIC, IN AND FOR THE
STATE OF TEXAS

