

IN THE UTAH SUPREME COURT

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Re: Inquiry Concerning A Judge  
Peggy Acomb, Justice Court Judge  
F-97-3JC-005

No. 980060

ORDER

Pursuant to the authority vested in the Supreme Court by article VIII, section 13 of the Utah Constitution, and section 78-7-30(4)(a) of the Code, the court accepts the stipulation consenting to the implementation of the Commission's Findings of Fact, Conclusions of Law, and Order, in this matter.

May 4, 1998  
Date

For The Court



Richard C. Howe  
Chief Justice  
For The Court



**ORDER**

Judge Acomb is publicly reprimanded for engaging in conduct prejudicial to the administration of justice which brought a judicial office into disrepute, in violation of Section 78-7-28(1)(e), Utah Code Annotated, because she failed to perform her duties impartially, in violation of Canon 3 of the Code of Judicial Conduct.

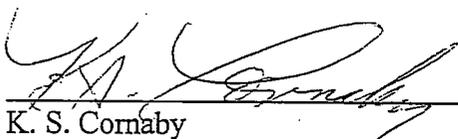
DATED this 25<sup>th</sup> day of November, 1997.

**THE JUDICIAL CONDUCT COMMISSION**



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Kenneth L. Warnick, Chair

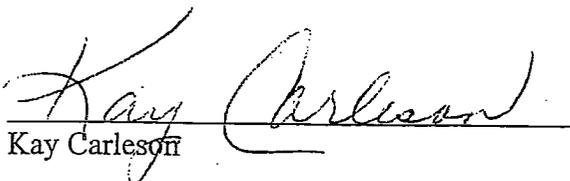
**APPROVED AS TO FORM AND CONTENT:**



\_\_\_\_\_  
K. S. Cornaby  
Attorney for Judge Acomb  
Jones, Waldo, Holbrook & McDonough  
1500 First Interstate Plaza  
170 South Main Street  
Salt Lake City, Utah 84145-0444

**CERTIFICATE OF SERVICE**

I hereby certify that on the 11 day of December, 1997, I served a copy of the foregoing **FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER** on the Hon. Peggy Acomb, Third District Justice Court Judge, by mailing a copy thereof, postage prepaid, to her counsel, K. S. Cornaby, Jones, Waldo, Holbrook & McDonough, 1500 First Interstate Plaza, 170 South Main Street, Salt Lake City, Utah 84145-0444.



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Kay Carlson



Findings of Fact, Conclusions of Law, and Order may be entered by the Commission and certified to the Utah Supreme Court for review.

**D. Stipulated Sanction.** The parties agree that the appropriate sanction to be imposed in this matter is a public reprimand.

**E. Stipulated Findings of Fact, Conclusions of Law, and Order.** The parties shall enter into stipulated Findings of Fact, Conclusions of Law and Order consistent with this Stipulation.

**F. Mandatory Supreme Court Review.** Consistent with Section 78-7-30(4), Utah Code Annotated, the record of the proceedings, which shall consist of the original complaint, Judge Acomb's response, the Notice of Formal Proceedings, Judge Acomb's response, this Stipulation, and the Stipulated Findings of Fact, Conclusions of Law and Order, shall be certified to the Utah Supreme Court for review. Judge Acomb consents that the Stipulated Findings of Fact, Conclusions of Law and Order may be implemented by the Utah Supreme Court without a hearing. Neither the Commission nor Judge Acomb shall file additional pleadings with, or request oral argument before, the Utah Supreme Court. If, on its own motion, the Utah Supreme Court schedules oral argument, counsel for the Commission and Judge Acomb shall appear for oral argument and jointly recommend that the Supreme Court implement the Commission's Findings of Fact, Conclusions of Law, and Order. Neither the Commission's counsel nor Judge Acomb shall make any other recommendation to, nor argue any other position before, the Utah Supreme Court, unless requested to do so pursuant to Section 78-7-30(5) of the Utah Judicial Code. This Stipulation will become void if the Utah Supreme Court refuses to implement, or chooses to modify pursuant to Article VIII, Section 13 of the Utah Constitution, the

Commission's Findings of Fact, Conclusions of Law, and Order.

DATED this 14 day of November 1997.

  
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Judge Peggy Acomb

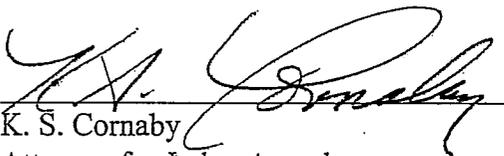
DATED this 25<sup>th</sup> day of November, 1997.

**THE JUDICIAL CONDUCT COMMISSION**

  
\_\_\_\_\_  
Kenneth L. Warnick, Chair

**APPROVED AS TO FORM AND CONTENT:**

  
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Steven H. Stewart, A-3114  
Judicial Conduct Commission  
Executive Director and Examiner  
645 South 200 East, Suite 104  
Salt Lake City, UT 84111  
801/533-3200

  
\_\_\_\_\_  
K. S. Cornaby  
Attorney for Judge Acomb  
Jones, Waldo, Holbrook & McDonough  
1500 First Interstate Plaza  
170 South Main Street  
Salt Lake City, Utah 84145-0444