

IN THE SUPREME COURT OF THE STATE OF UTAH

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In re: Inquiry Concerning A
Judge:

Case No. 20070383-SC
JCC 06-7JC-049 & 06-7JC-076

Paul C. Cox

ORDER

Pursuant to the authority vested in the Supreme Court by Article VIII, Section 13 of the Utah Constitution and Utah Code Ann. § 78-8-107, the Court approves the implementation of the Judicial Conduct Commission's Order of Censure.

For The Court:

June 13, 2007
Date


Christine M. Durham
Chief Justice

MAILING CERTIFICATE

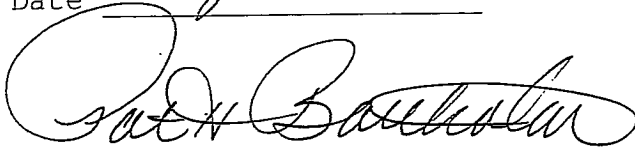
I certify that on the 14th day of June, 2007, I mailed a true and correct copy of the foregoing ORDER, postage prepaid, to the following addresses:

Colin R. Winchester
Executive Director
Utah Judicial Conduct Commission
2540 Washington Blvd., Suite 703
Ogden, Utah 84401

Paul C. Cox
5166 Spring Gate Dr.
Salt Lake City, Utah 84117

Date

June 14, 2007



Pat H. Bartholomew
Clerk of Court

Case No. 20070383-SC
JCC 06-7JC-049, 06-7JC-076, 06-7JC-048

BEFORE THE UTAH JUDICIAL CONDUCT COMMISSION

IN RE:)
) ORDER OF CENSURE
)
 HON. PAUL C. COX) Case Nos. 06-7JC-049, 06-7JC-076
)

On May 8, 2007, the Judicial Conduct Commission received and reviewed a written Stipulation signed by Ruth Lybbert and the Honorable Paul C. Cox. The Stipulation sets forth facts and conclusions that support both a finding of judicial misconduct and the issuance of a censure. The Commission voted to approve the Stipulation and to recommend that the Supreme Court impose a censure in this matter.

Based on the Stipulation and the Commission's approval of the same, the Judicial Conduct Commission hereby orders that the Hon. Paul C. Cox be censured.

This Order shall only take effect upon implementation of the same by the Utah Supreme Court.

DATED this 8th date of May, 2007.



 Ruth Lybbert, Chair
 Judicial Conduct Commission

CERTIFICATE OF SERVICE

I certify that on the 10th day of May, 2007, I mailed a true and correct signed copy of the foregoing Order of Censure, via postage pre-paid first class mail, to:

Hon. Paul C. Cox
5166 Spring Gate Dr.
Salt Lake City, Utah 84117



SUSAN L. HUNT [06574]
Utah Judicial Conduct Commission
2540 Washington Blvd., 7th Floor
Ogden, Utah 84401
Telephone: (801) 626-3369
Facsimile: (801) 626-3390

CONFIDENTIAL

BEFORE THE UTAH JUDICIAL CONDUCT COMMISSION

IN RE:)
) STIPULATION
))
HON. PAUL C. COX) Case Nos. 06-7JC-049, 06-7JC-076
) 07-7JC-048
)

The Honorable Paul C. Cox ("Judge Cox") and the Judicial Conduct Commission ("JCC") hereby stipulate and agree that Judge Cox and the JCC jointly recommend to the Utah Supreme Court that Judge Cox receive a censure for allegations 2.c and 2.g of the formal charges for Case Nos. 06-7JC-049 and 06-7JC-076. Judge Cox and the JCC further stipulate and agree that the JCC will dismiss allegations 2.a, 2.b, 2.d, 2.e, and 2.f of the formal charges for case nos. 06-7JC-049 and 06-7JC-076 and the formal charges for Case No. 07-7JC-048.

Judge Cox and the JCC stipulate and agree to the following:

FINDINGS OF FACT

1. Justice court judges are required to complete 30 hours of continuing education each year. They report the hours to the Administrative Office of the Courts ("AOC") by completing a form describing the courses completed.
2. Judge Cox did not submit a form to the AOC in 2004 reporting continuing education hours for 2003.
3. In December 2005, the AOC asked Judge Cox to complete a form

indicating whether or not he completed 30 hours of continuing education in 2003.

4. Judge Cox signed and returned the form to the AOC in January 2006. He stated on the form that he had attended 30 hours of continuing education in 2003.

5. Judge Cox's statement on the 2003 form was incorrect as he did not complete 30 hours of continuing education in 2003.

6. In February 2006, Judge Cox submitted a signed form to the AOC stating he had completed 30 hours of continuing education in 2005.

7. On the 2005 form, Judge Cox stated that he attended four hours of continuing education at the 2005 Winter Workshop.

8. This statement was incorrect as Judge Cox did not attend the Winter Workshop in 2005.

9. In 2002 and 2003, the Utah Department of Workforce Services obtained three judgments against a company owned by Judge Cox for failure to make unemployment insurance contributions, as required by law, during the first, third, and fourth quarters of 2002. The judgments were for \$519.13, \$736.95 and 654.80 respectively.

10. Judge Cox satisfied the first of the above listed judgments in September 2002 and satisfied the other two judgments in May 2003.

11. Judge Cox served as the Grand County Justice Court Judge from 1992 until January 2007.

12. In November 2006, Grand County voters voted to not retain Judge Cox.

13. Judge Cox has never been publicly, privately or informally disciplined by the JCC or the Utah Supreme Court.

APPLICABLE PROVISIONS OF CODE OF JUDICIAL CONDUCT

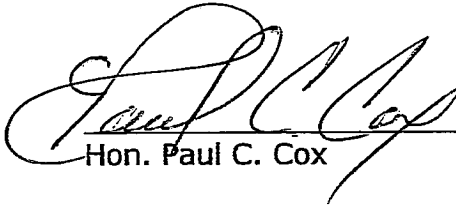
- Canon 1 A judge . . . shall personally observe, high standards of conduct so that the integrity and independence of the judiciary will be preserved.
- Canon 2 A judge shall avoid impropriety and the appearance of impropriety in all activities.
- Canon 2A A judge shall respect and comply with the law.
- Canon 4A A judge shall conduct the judge's extra-judicial activities so that they do not:
 . . .
 (2) demean the judicial office.

CONCLUSIONS OF LAW

1. Judge Cox's submission of forms to the AOC containing incorrect statements about his completion of continuing education courses violates Canons 1 and 2 of the Code of Judicial Conduct.
2. Judge Cox's failure to pay unemployment insurance premiums in a timely manner violates Canons 1, 2, 2A and 4A.
3. The conduct described above constitutes conduct prejudicial to the administration of justice which brings a judicial office into disrepute, in violation of: Article VIII, Section 13 of the Constitution of Utah; Utah Code Ann. §78-8-103(1)(e).
4. Given the facts as set forth herein, a censure is the appropriate sanction in this matter.

ORDER TO BECOME EFFECTIVE ONLY UPON IMPLEMENTATION

The order of censure shall take effect only upon implementation of the same by the Utah Supreme Court. The JCC will recommend that the Utah Supreme Court issue a censure to Judge Cox. However, the Supreme Court is not bound by any JCC recommendation. Rather, it may approve, reject, or modify the recommendation as it sees fit.


Hon. Paul C. Cox 4-30-07
Date


Ruth Lybbert, Chair 5-8-07
Judicial Conduct Commission Date