



**BEFORE THE
STATE COMMISSION ON JUDICIAL CONDUCT**

**IN RE: HONORABLE MICHAEL THOMAS SEILER
435TH JUDICIAL DISTRICT COURT
CONROE, MONTGOMERY COUNTY, TEXAS**

**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 Michael Thomas Seiler was Judge of the 435th Judicial District Court, in Conroe, Montgomery County, Texas and

WHEREAS a complaint was filed with the Montgomery County District Attorney's Office alleging that Judge Seiler engaged in the offense of Abuse of Official Capacity, in violation of Section 39.02 of the Texas Penal Code, by disclosing confidential juror information to 3rd parties, to wit.

WHEREAS on or about February ^{16th} 2016, Judge Seiler officially and formally resigned from office, 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, could result in further disciplinary action against Judge Seiler, and

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

IT IS THEREFORE AGREED that Judge Seiler, upon the signing of this Agreement, agrees that he has officially and formally resigned his judicial duties and is entering into this Agreement to resolve the above-referenced matter 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 Seiler in connection with the above-referenced matter.

IT IS FURTHER AGREED that, upon the Commission's approval of this Agreement, Judge Seiler shall be forever disqualified from judicial service in the State of Texas, including (a) sitting or serving as a judge, (b) standing for election or appointment

to a judicial office, and/or (c) performing or exercising any judicial duties or functions of a judicial officer, including the performance of wedding ceremonies.

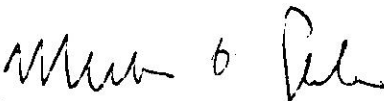
IT IS FURTHER AGREED that any violation of this Agreement by Judge Seiler would constitute willful or persistent conduct that is clearly inconsistent with the proper performance of his duties or casts public discredit upon the judiciary or administration of justice in violation of Art. 5, §1-a(6)A of 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 Seiler, 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 Seiler, 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.

SIGNED BY:



MICHAEL THOMAS SEILER

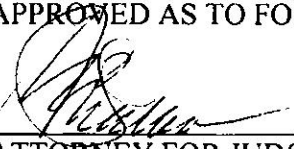


HON. VALERIE E. ERTZ, CHAIR
STATE COMMISSION ON JUDICIAL
CONDUCT

Date:

Date: 2/16/16

APPROVED AS TO FORM:



ATTORNEY FOR JUDGE SEILER

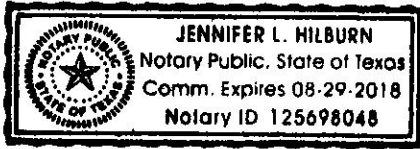
Date: 2-16-2016

VERIFICATION

State of Texas §
County of Montgomery §

BEFORE ME, the undersigned authority, on this day personally appeared **MICHAEL THOMAS SEILER**, 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 10th day of February, 2016.



Jennifer L. Hilburn

NOTARY PUBLIC, IN AND FOR THE
STATE OF TEXAS