

**BEFORE THE  
STATE COMMISSION ON JUDICIAL CONDUCT**

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**IN RE: THE HONORABLE LAWRENCE NAISER  
FORMER COUNTY JUDGE  
WHARTON, WHARTON COUNTY, TEXAS  
(CJC No. 01-1105-CO)**

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**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** the State Commission on Judicial Conduct (hereinafter the "Commission") took notice of a report appearing in the *El Campo Leader-News*, on August 24, 2001, concerning a sexual harassment lawsuit filed against Judge Naiser by *J. T.*, a court employee, and

**WHEREAS** Judge Naiser, in response to the Commission's inquiry in the matter, denied *J. T.*'s allegations as set forth in her lawsuit, and

**WHEREAS** no Notice of Formal Proceedings has been filed against Judge Naiser 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 of judicial misconduct, if found to be true, would result in further disciplinary action against Judge Naiser, and

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

**IT IS THEREFORE AGREED** that Judge Naiser, upon the signing 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 Naiser in connection with the above-referenced matter.

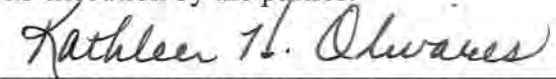
**IT IS FURTHER AGREED** that, upon the Commission's approval of this Agreement, Judge Naiser shall not be disqualified in the future from: sitting or serving as a judge in the State of Texas; standing for election or appointment to judicial office in the State of Texas; or, performing or exercising any judicial duties or functions of a judicial officer in the State of Texas.

**IT IS FURTHER AGREED** that any violation of this Agreement by Judge Naiser 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 Naiser, 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.

**AGREED TO AND ACCEPTED** upon its execution by the parties.


  
HON. LAWRENCE NAISER

  
HON. KATHLEEN OLIVARES, Chair  
State Commission on Judicial Conduct

Date: 5-18-03

Date: 5-22-03

**AGREED AS TO FORM:**

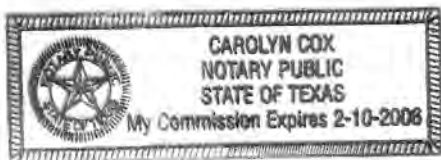
  
Virginia D. Young, Attorney for Judge Naiser

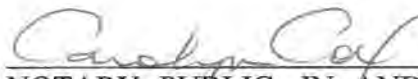
**VERIFICATION**

State of Texas §  
§  
County of WHARTON §

**BEFORE ME**, the undersigned authority, on this day personally appeared LAWRENCE NAISER, 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.

**SUBSCRIBED AND SWORN TO BEFORE ME**, on this the 14th day of May, 2003.



  
NOTARY PUBLIC, IN AND FOR THE  
STATE OF TEXAS