

IN RE:	§	BEFORE THE
HONORABLE BRUCE PRIDDY	§	SPECIAL COURT OF REVIEW,
JUDGE, 116 TH DISTRICT COURT	§	APPOINTED BY THE
DALLAS COUNTY, TEXAS	§	SUPREME COURT OF TEXAS

TO HONORABLE SPECIAL COURT OF REVIEW

**RESPONDENT'S UNOPPOSED REQUEST FOR
CONTINUANCE OF THE MARCH 6, 2009 HEARING**

1. By letter dated February 20, 2009 from the Clerk of the Supreme Court of Texas, the parties hereto were notified that this matter was set for de novo hearing on Friday, March 6, 2009.

2. Section 33.034(h) of the Government Code provides that the de novo hearing be set within 30 days of the date the Commission files its Charging Document, which in this case was February 6, 2009. Section 33.034(h) further provides that the Special Court of Review “may, if good cause is shown, grant one or more continuances not to exceed a total of 60 days.”

3. Respondent believes that good cause exists to continue the hearing date and in support of this good cause, offers the following:

A. In its Charging Document, the Commission included certain matters not contained in its Public Warning; namely, the Third Enforcement Action (paragraphs 20-23) and Additional Information (paragraphs 45-52). Both are legal matters not yet resolved – the former is a suit brought by the Office of the Attorney General to collect civil penalties and the latter is a bar grievance proceeding. Hearing on the OAG's motion for summary judgment is currently set for March 5, 2009 at 2:00 pm. The evidentiary panel hearing in the bar grievance is “scheduled for March 16, 2009.” Charging Document, ¶ 52.

B. In addition, Respondent is a defendant in a legal matter unrelated to this judicial conduct proceeding. Trial begins on Monday, March 2. The case, specially set, has been continued at least three times. Respondent cannot afford to delay this case any longer.

C. Preparation and participation in these three legal matters will definitely interfere with Respondent's ability to adequately prepare for, and participate in, a trial de novo on March 6.

D. Moreover, Respondent believes it be most appropriate (if not essential) for the bar grievance proceeding, set for March 16, to precede the Special Court of Review's consideration of the matter.

4. The Commission does not object to the continuance sought herein. The Commission did inform Respondent that it had a conflict with the week beginning April 13.

5. This continuance is not sought for delay only, but so that justice may be done.

6. A continuance of 45 days would be consistent with the restrictions of Section 33.034(h) and would give Respondent adequate time to prepare. Thus, Respondent request a continuance until Monday, April 20 or any other day the Special Court of Review deems appropriate.



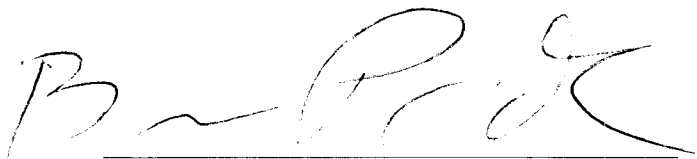
Judge Bruce Priddy,
329 East Colorado Blvd, Suite 501
Dallas, Texas 75203
(214) 552-2778

CERTIFICATE OF SERVICE

I hereby certify that the foregoing RESPONDENT'S UNOPPOSED REQUEST FOR CONTINUANCE OF THE MARCH 6, 2009 HEARING was served on Seana Willing, Executive Director of the State Commission on Judicial Conduct, on this 26th of February, 2008 via email and overnight delivery.

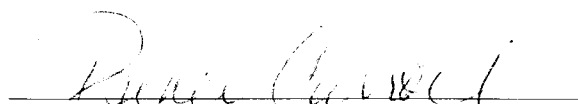


The statements made in the foregoing RESPONDENT'S UNOPPOSED REQUEST FOR CONTINUANCE OF THE MARCH 6, 2009 HEARING are within my personal knowledge and are true and correct.

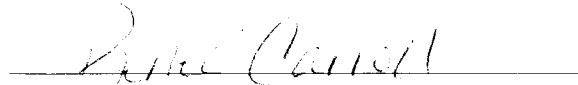


Judge Bruce Priddy

SWORN TO AND SUBSCRIBED before me on the 26th day of February, 2009.


Notary Public, State of Texas

Notary's printed name:



My commission expires:

