

COURT OF THE JUDICIARY CASE NO. 40



IN THE MATTER OF:
PATRICIA D. WARNER
Circuit Judge of Montgomery County, Fifteenth Judicial Circuit
Circuit of Alabama

FINAL JUDGMENT

On December 19, 2011, the Judicial Inquiry Commission ("the Commission") and the respondent, Patricia D. Warner, filed a joint motion to resolve the charges pending against Warner in this matter. In that motion, the Commission and Warner, who has voluntarily retired from office, stipulated that the Commission could prove by clear and convincing evidence that Warner failed to avoid the appearance of impropriety by failing to recuse herself for the reasons alleged in Count 3 of the First Amended Complaint. Further, the Commission agreed in that motion to dismiss all other charges with prejudice and recommended, based on the parties' stipulation, that this Court prohibit Warner from ever again serving in a judicial capacity in the State of Alabama. In a subsequent filing with this Court, Warner indicated that she agreed with the Commission's recommendation that this Court prohibit her from ever again serving in a judicial capacity in the State of Alabama.

On January 27, 2012, this matter came before the Court

for a hearing on the parties' joint motion to resolve the charges. Based on the parties' representations to this Court at that hearing and based on the parties' joint motion, it is the judgment of this Court that Warner violated Canon 2 of the Canons of Judicial Ethics by failing to avoid the appearance of impropriety by failing to recuse herself for the reasons alleged in Count 3 of the First Amended Complaint.

This Court, in accordance with the parties' stipulation, prohibits Patricia D. Warner from ever serving as a judge or exercising any judicial authority in any case in any court in Alabama.

This Court notes that the parties to this matter have agreed not to appeal this final judgment.

Pursuant to the agreement of the parties, as stated herein, all other charges in this matter are DISMISSED.

DONE this 27th day of January, 2012.



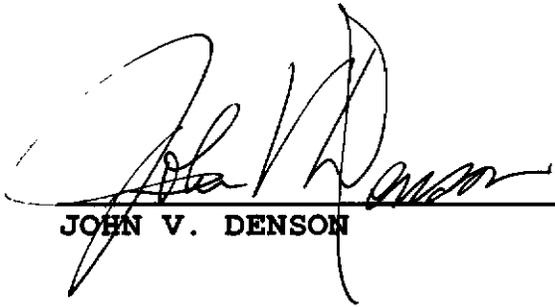
DAVID A. RAINS

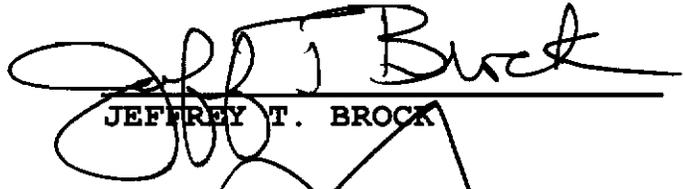


J. MICHAEL JOINER
CHIEF JUDGE

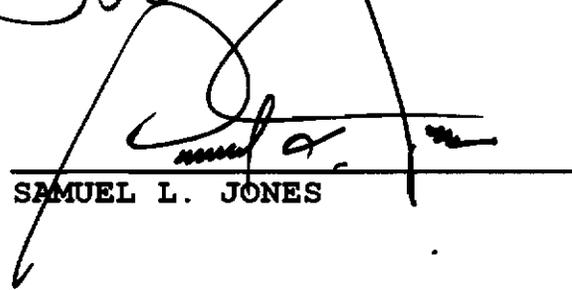


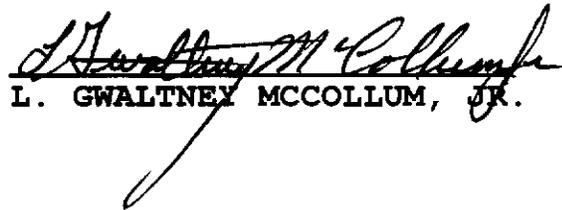
J. SCOTT VOWELL


JOHN V. DENSON


JEFFREY T. BROCK


WILLIAM D. MELTON


SAMUEL L. JONES


L. GWALTNEY MCCOLLUM, JR.


SANDRA R. KILLION