

BEFORE THE COURT OF THE JUDICIARY OF ALABAMA



In the Matter of)
PATRICIA D. WARNER,)
Retired Circuit Judge of) Court of the Judiciary
The Fifteenth Judicial)
Circuit of Alabama) Case No. 40

RESPONSE IN OPPOSITION TO
MOTION TO COMPEL AND TO SANCTION

COMES NOW the Judicial Inquiry Commission of Alabama ("the Commission"), by and through counsel, and hereby requests this Honorable Court deny Respondent's Motion to Compel and to Sanction. In support thereof, the Commission offers the following:

1. The information requested by Respondent was produced to Respondent on September 23, 2011, and Respondent's motion is therefore moot. (See Correspondence to Charles Dauphin, September 23, 2011, attached as Exhibit 1). Respondent was already in possession of the information requested and has not been prejudiced in any way.

WHEREFORE, ABOVE-PREMISES CONSIDERED, the Commission respectfully requests this Honorable Court deny Respondent's motion to compel and motion for sanction.

Respectfully submitted,

/s/Richard Trehella
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CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing pleading upon all counsel of record in this cause via electronic mail and by placing a copy of same in the United States mail, postage prepaid, addressed as follows on this the 26th day of September, 2011:

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