

>> ALL RISE.

HEAR YE, HEAR YE, HEAR YE, THE SUPREME COURT OF FLORIDA IS NOW IN SESSION, ALL WHO HAVE CAUSE TO PLEAD, DRAW NEAR, GIVE ATTENTION AND YOU SHALL BE HEARD.

GOD SAVE THESE UNITED STATES, THE GREAT STATE OF FLORIDA AND THIS HONORABLE COURT.

LADIES AND GENTLEMEN, THE SUPREME COURT OF FLORIDA, PLEASE BE SEATED.

>> THE FIRST MATTER ON THE DOCKET TODAY IS RELATED TO AN INQUIRY CONCERNING A JUDGE, DENNIS DANIEL BAILEY.

JUDGE BAILEY.

JUDGE BAILEY, YOU ARE HERE BEFORE THE COURT TODAY BECAUSE OF MISCONDUCT IN YOUR OFFICIAL ROLE AS A JUDGE.

WE ALL RECOGNIZE THAT THIS IS A SAD DAY FOR YOU.

IT IS ALSO A SAD DAY FOR US AND FOR THE ENTIRE STATE JUDICIARY.

BY YOUR CONDUCT YOU HAVE INJURED THE PUBLIC'S TRUST AND CONFIDENCE IN OUR STATE COURTS. THIS IS A MATTER THAT WE AS A COURT TAKE VERY SERIOUSLY.

THE EFFECTIVENESS OF OUR CORE TOTALLY RESTS ON THE TRUST AND CONFIDENCE THAT PEOPLE GIVE TO US AS JUDGES.

WHEN JUDGES FAIL TO CONFORM TO THE CODE OF JUDICIAL CONDUCT THE INTEGRITY OF THE SYSTEM OF JUSTICE IS BROUGHT INTO QUESTION.

NONE OF US CAN AND DO WHAT YOU HAVE DONE.

WE HAVE ORDERED YOU TO APPEAR TODAY FOR A PUBLIC RECOMMEND -- REPRIMAND IS ONE WAY OF ADDRESSING THESE WRONGS WAS ADMINISTERING THIS PUBLIC RECOMMEND -- REPRIMAND WE ASSURE THE PUBLIC WE TAKE MISCONDUCT BY A JUDGE VERY

SERIOUSLY.

YOU HAVE TO BE RELATED TO THE CHARGES AGAINST YOU AND THEREFORE PUBLICLY ACKNOWLEDGED YOUR MISCONDUCT WAS ACCORDING TO THIS, YOU ENGAGED IN INAPPROPRIATE AND INTEMPERANCE BEHAVIOR DURING A CONFERENCE AT A TRIAL IN YOUR COURT ROOM. SPECIFICALLY, YOU LOST YOUR TEMPER AND RAISED YOUR VOICE IN FULL VIEW OF THE JURY WHEN TWO DEFENSE ATTORNEYS BEGAN MAKING ARGUMENTS THAT THE SIDEBAR. IT APPEARS FROM THE RECORD YOU INTENDED ONLY ONE ATTORNEY AT A TIME TO MAKE ARGUMENTS YET YOU FAILED TO CONVEY THIS PROCEDURE TO COUNSEL UNTIL THE SIDEBAR WAS UNDERWAY GIVING THEM NO NOTICE OF YOUR INTENT. MOREOVER, THE JQC FOUND THE ATTORNEYS AT THE SIDEBAR CONFERENCE HAD NOT BREACHED THE USUAL DECORUM OF THE PROCEEDINGS BY THEIR ARGUMENTS. YOUR FAILURE TO DEAL WITH THE SITUATION COMBINED WITH YOUR LOSS OF TEMPER LET YOU TO ORDER THE COURTROOM SHERIFF DEPUTY TO PHYSICALLY RETURN ONE OF THE ATTORNEYS TO THE DEFENSE TABLE. JUDGE BAILEY, THIS CONSTITUTES THREAT OF PHYSICAL FORCE WITH A JURY PRESENT IN THE ROOM. FORTUNATELY, THE ATTORNEY RETURNED TO THE TABLE WITH NO NEED OF ACTUAL COERCION THOUGH HE DID SO ONLY AFTER THE DEPUTY APPROACHED HIM AND YOU COMPOUND YOUR MISCONDUCT WHEN THE OTHER ATTORNEY MOVED TO DISQUALIFY YOU.

YOU IMPROPERLY DENIED THE MOTION BECAUSE YOU SAID YOU BELIEVED IT WAS A TRIAL TACTIC AND DISREGARD THE APPLICABLE RULE OF LAW, YOU DID NOT CONSIDER THE MOTION FROM THE DEFENDANT'S PERSPECTIVE WHEN

CONSIDERING WHETHER TO GRANT OR DENY IT.

YOU HAVE ADMITTED THAT THE SEQUENCE OF INAPPROPRIATE BEHAVIOR VIOLATED CANON ONE, CANON 3 A, CANON 3 B1, CANON 3 B5, AND CANON 3B7 OF THE FLORIDA CODE OF JUDICIAL CONDUCT.

AMONG OTHER THINGS THESE REQUIRE STATE COURT JUDGES, ONE, TO MAINTAIN THE HIGHEST STANDARDS OF CONDUCT AND INTEGRITY, 2, TO PROMOTE PUBLIC CONFIDENCE IN THE IMPARTIALITY OF THE JUDICIARY, 3, TO DISQUALIFY THEMSELVES WHEN REQUIRED BY FACTS AND THE LAW. 4, TO BE PATIENT AND COURTEOUS. 5, TO ACCORD EVERY PERSON THE RIGHT TO BE HEARD ACCORDING TO THE LAW.

WE ACCEPTED IN THE OPINION ENTERED BY US ON APRIL 11, 2019, STIMULATION INJURED BY YOU IN THE FLORIDA BAR.

WE ALSO REQUIRED YOU TO APPEAR HERE TODAY FOR THIS PUBLIC REPRIMAND.

I WANT TO EMPHASIZE THE COURT TAKES THESE FACE-TO-FACE REPRIMANDS VERY SERIOUSLY. THEY SEND A MESSAGE TO ALL FLORIDA JUDGES THAT WE WILL NOT WINK AT MISCONDUCT.

THEY SHOULD ALSO SEND A MESSAGE TO EACH REPRIMANDED JUDGE THAT FURTHER MISCONDUCT WILL HAVE GRAVE CONSEQUENCES.

THIS COURT FULLY UNDERSTAND HOW STRESSFUL IT CAN BE TO MANAGE THE GIVE AND TAKE OF AN ACTIVE COURTROOM.

ADVERSARIAL PROCEEDINGS INVOLVE CONFLICT.

A JUDGE MUST EXERCISE CONTROL OF THE COURT ROOM.

BUT A JUDGE MUST ALSO EXERCISE SELF-CONTROL IN THE COURTROOM.

FEW THINGS ARE MORE CORROSIVE

OF PUBLIC RESPECT FOR THE  
JUDICIARY THAN THE CONDUCT OF  
JUDGES WHO DO NOT EXERCISE  
SELF-CONTROL BUT IN  
TEMPERAMENTALLY ABUSE LAWYERS  
AND LITIGANTS.

THERE ARE TOOLS FOR MANAGING  
PROFESSIONAL STRESS AND  
RENUMERATION UNTIL EFFECT FOR  
LEADS A JUDGE TO THE KIND OF  
LAPSE THAT OCCURRED HERE.  
ALL JUDGES SHOULD USE THESE  
TOOLS TO MAINTAIN THE DIGNITY,  
INTEGRITY, AND IMPARTIALITY OF  
OUR COURT ROOMS HERE IN  
FLORIDA.

FOR THE FAILURES TO WHICH YOU  
STIPULATED YOU ARE HEREBY  
PUBLICLY REPRIMANDED FOR YOUR  
MISCONDUCT.

YOU ARE NOW FREE TO LEAVE.  
THANK YOU.