

## **Before the Presiding Judges of the Administrative Judicial Regions**

### **Per Curiam Rule 12 Decision**

**APPEAL NO.:** 06-004

**RESPONDENT:** Seana Willing, Executive Director, Texas State Commission on Judicial Conduct

**DATE:** November 14, 2006

**SPECIAL COMMITTEE:** Judge B. B. Schraub, Chairman; Judge John Ovard; Judge David Peeples; Judge Olen Underwood; Judge Stephen Ables

Applicant requested records related to a complaint he filed approximately ten years ago against a municipal judge. The previous complaint did not result in a public sanction or formal proceedings by the Commission. We find that the records in the Commission's investigative file are not judicial records for purposes of Rule 12, because they relate to the Commission's adjudicative function. Rule 12.2(d). We also find that the records are confidential. Rule 12.5(i). *See* Rule 12 Committee Decisions 01-002, 01-005, 03-008, and 04-004. Accordingly, we deny the appeal.