

(No. 97 CC 2. - Complaint dismissed.)

In re ASSOCIATE JUDGE HARRY R. BUOSCIO
In re ASSOCIATE JUDGE PAUL SHERIDAN
of the Circuit Court of Cook County, Respondents.

Order entered July 30, 1999

SYLLABUS

On September 12, 1997, the Judicial Inquiry Board filed a complaint with the Courts Commission, charging respondents with conduct that is prejudicial to the administration of justice and conduct that brings the judicial office into disrepute in violation of the Code of Judicial Conduct, Illinois Supreme Court Rules 61, 62 and 63. In summary form, the complaint alleged that on or about March 15, 1993 an overweight truck citation was issued and said citation was to be heard in respondent Sheridan's courtroom. Subsequent to the citation, a brother of a director of the company that owned the truck sought assistance from respondent Buoscio in resolving the citation. During attendance at a judicial conference the weekend of May 20-21, 1993, respondent Buoscio discussed the overweight truck citation with respondent Sheridan. On or about May 26, 1993, respondent Buoscio called respondent Sheridan's home and asked respondent Sheridan's wife to remind respondent Sheridan that the case that respondent Buoscio had previously discussed with him was scheduled to be heard in respondent Sheridan's courtroom that day. The complaint further alleged that, on or about May 26, 1993, respondent Sheridan had an *ex parte* conversation with the Assistant State's Attorney assigned to prosecute the overweight truck citation case. During that conversation, respondent Sheridan asked the Assistant State's Attorney to dispose of and dismiss the case. When the case involving the overweight truck citation was called for a hearing before respondent Sheridan on or about May 26, 1993, the Assistant State's Attorney, who had an *ex parte* conversation with respondent Sheridan, requested that the matter be dismissed. Respondent Sheridan granted the motion to dismiss the aforementioned citation case.

Held: Complaint dismissed.

McDermott, Will & Emery, of Chicago, for Judicial Inquiry Board.
William J. Harte, Ltd., of Chicago, for respondent Buoscio.
Neville, Pappas & Mahoney, of Chicago, for respondent Buoscio.
Martin, Breen & Merrick, of Chicago, for respondent Sheridan.

Before the COURTS COMMISSION: McMORROW, Chairperson, CARR, JR.,
LAWRENCE, RAKOWSKI, RARICK, and WOLFF, commissioners. ALL CONCUR.

ORDER

This matter coming before the Illinois Courts Commission on Respondents' Motion to Dismiss, which asserted that respondents have resigned from office;
and the Illinois Courts Commission being fully advised in the premises;
It is hereby ordered that the Motion to Dismiss is allowed.

Complaint dismissed.