

ATTEST A TRUE COPY

Kathleen J. Gilman

Clerk of the Supreme Court
of the State of New Mexico

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IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

October 20, 2010

NO. 29,508

INQUIRY CONCERNING A JUDGE
NO. 2010-135

IN THE MATTER OF JAMES LOCATELLI,
Municipal Court Judge, Las Cruces, New Mexico

RECEIVED
OCT 25 2010
NEW JUDICIAL
STANDARDS COMMISSION

ORDER

WHEREAS, this matter came on for consideration by the Court upon verified petition for immediate temporary suspension without pay filed by the Judicial Standards Commission, supplement to the petition, response thereto, and oral argument by the parties, and the Court having considered said pleadings and oral argument and being sufficiently advised, Chief Justice Charles W. Daniels, Justice Patricio M. Serna, Justice Petra Jimenez Maes, Justice Richard C. Bosson, and Justice Edward L. Chávez concurring,

NOW, THEREFORE, IT IS ORDERED that the recommendation hereby is ADOPTED and JAMES T. LOCATELLI hereby is IMMEDIATELY SUSPENDED from judicial office WITHOUT PAY until further order of this Court;

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IT IS FURTHER ORDERED that respondent shall have no contact with Ms. Olayo or Ms. Almaguer or any other witness or complainant in Judicial Standards Commission matters, except contacts incidental to pre-hearing and in-hearing proceedings;


IT IS FURTHER ORDERED that any violation of this order shall be grounds for contempt of court sanctions, including, but not limited to, permanent removal from office; and

IT IS FURTHER ORDERED that, pursuant to Rule 27-104(B) NMRA, the petition and response shall be UNSEALED.

IT IS SO ORDERED.

WITNESS, Honorable Charles W. Daniels, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 20th day of October, 2010.

(SEAL)


Kathleen Jo Gibson, Chief Clerk of the Supreme Court of the State of New Mexico