


Joey D. Moya

1 **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2 **December 18, 2017**

3 **NO. S-1-SC-36777**

4 **INQUIRY CONCERNING A JUDGE**
5 **JSC Inquiry No. 2017-142**

6
7 **IN THE MATTER OF**
8 **HON. LAWRENCE D. MCCLAIN**
9 **Probate Judge,**
10 **Sandoval County, New Mexico**

11
12 **ORDER**

13 WHEREAS, this matter came on for consideration by the Court upon the
14 Judicial Standards Commission's petition to accept stipulation to permanent
15 resignation from judicial office in lieu of further disciplinary proceedings, and the
16 Court having considered the petition and being sufficiently advised; Chief Justice
17 Judith K. Nakamura, Justice Petra Jimenez Maes, Justice Edward L. Chávez,
18 Justice Charles W. Daniels, and Justice Barbara J. Vigil concurring;

19 NOW, THEREFORE, IT IS ORDERED that the motion to accept
20 stipulation to permanent resignation from judicial office in lieu of further
21 disciplinary proceedings is GRANTED and the stipulation to permanent
22 resignation from judicial office in lieu of further disciplinary proceedings is
23 APPROVED;

24 IT IS FURTHER ORDERED that the permanent resignation of respondent,
25 Probate Judge Lawrence D. McClain, shall be effective at 5:00 p.m. on December
26 18, 2017;

27 IT IS FURTHER ORDERED that respondent shall submit duplicate original

1 letters of resignation to the Chief Justice of the Supreme Court of New Mexico and
2 the Board of County Commissioners for Sandoval County and shall concurrently
3 provide a copy to the Judicial Standards Commission;

4 IT IS FURTHER ORDERED that respondent shall never again hold,
5 become a candidate for, run for, or stand for election to any New Mexico judicial
6 office in the future;

7 IT IS FURTHER ORDERED that respondent shall never seek, accept
8 appointment to, or serve pro tempore for any New Mexico judicial office in the
9 future, which includes the posts of judge in municipal court, probate court,
10 magistrate court, metropolitan court, district court, Court of Appeals, and Justice of
11 the Supreme Court;

12 IT IS FURTHER ORDERED that respondent shall never again hold or
13 exercise any judicial authority in the State of New Mexico, to include officiating at
14 weddings; and

15 IT IS FURTHER ORDERED that all documents filed in this Court in
16 Inquiry No. 2017-142 are UNSEALED pursuant to Rule 27-104(B) NMRA.

17 IT IS SO ORDERED.



WITNESS, the Honorable Judith K. Nakamura,
Chief Justice of the Supreme Court of the State of
New Mexico, and the seal of said Court this 18th day
of December, 2017.

Joey D. Moya, Chief Clerk of the Supreme Court
of the State of New Mexico

18 I CERTIFY AND ATTEST:
A true copy was served on all parties
or their counsel of record on date filed.
Joey D. Moya
Chief Clerk of the Supreme Court
of the State of New Mexico