


Joey D. Moya

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

2 **March 29, 2019**

3 **NO. S-1-SC-37456**

4 **INQUIRY CONCERNING A JUDGE**
5 **JSC Inquiry No. 2018-078**

6 **IN THE MATTER OF**
7 **HON. DOROTHY ENCINIAS**
8 **Municipal Court Judge,**
9 **City of Moriarty, New Mexico**

10 **ORDER**
11

12 WHEREAS, on January 3, 2019, the Judicial Standards Commission filed a
13 petition to accept stipulation agreement and consent to discipline, whereupon this
14 Court issued an order to show cause and set the matter to be heard on April 2,
15 2019;

16 WHEREAS, the Judicial Standards Commission subsequently filed a
17 stipulated motion to withdraw stipulation agreement and consent to discipline and
18 a separate motion to accept stipulation to permanent resignation in lieu of further
19 disciplinary proceedings and to vacate hearing; and

20 WHEREAS, in light of the foregoing, and the Court having determined that
21 acceptance of the stipulation to permanent resignation is in the best interests of the
22 judiciary and the public and being sufficiently advised; Chief Justice Judith K.
23 Nakamura, Justice Barbara J. Vigil, Justice Michael E. Vigil, Justice C. Shannon

1 Bacon, and Justice David K. Thomson concurring;

2 NOW, THEREFORE, IT IS ORDERED that the motion to withdraw the
3 stipulation agreement and consent to discipline filed with this Court on January 3,
4 2019, is GRANTED;

5 IT IS FURTHER ORDERED that the petition to accept stipulation to
6 permanent resignation from judicial office in lieu of further disciplinary
7 proceedings is GRANTED, and the stipulation to permanent resignation from
8 judicial office in lieu of further disciplinary proceedings is APPROVED;

9 IT IS FURTHER ORDERED that the permanent resignation of respondent,
10 Municipal Court Judge Dorothy Encinias, shall be effective at 5:00 p.m. on March
11 29, 2019;

12 IT IS FURTHER ORDERED that respondent shall submit duplicate original
13 letters of resignation to the Chief Justice of the Supreme Court of New Mexico and
14 the Moriarty City Council and shall concurrently provide a copy to the Judicial
15 Standards Commission;

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

19 IT IS FURTHER ORDERED that respondent shall never seek, accept
20 appointment to, or serve pro tempore for any New Mexico judicial office in the

1 future, which includes the posts of judge in municipal court, probate court,
2 magistrate court, metropolitan court, district court, Court of Appeals, and Justice of
3 the Supreme Court;

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

7 IT IS FURTHER ORDERED that all documents filed in this Court in
8 Inquiry No. 2018-078 are UNSEALED pursuant to Rule 27-104(B) NMRA; and

9 IT IS FURTHER ORDERED that the hearing scheduled for April 2, 2019, is
10 VACATED.

11 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 29th day
of March, 2019.

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

12 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