

the Commission in violation of Rule 4(E) of the Commission's rules. Such conduct is a willful failure to cooperate with, obstruction of, and interference with a lawful Commission investigation, and is subject to the sanction of contempt pursuant to Supreme Court Rule 27-305(A) ("If any person willfully fails to cooperate with, obstructs or interferes with any inquiry, investigation or proceeding of the Judicial Standards Commission, counsel for the commission may apply to the Supreme Court for an order to show cause why that person not be held in contempt." Rule 27-305(A), NMRA.

C. Respondent's Knowing and Willful Failure to Comply with the Commission's Rule 8 Order

As early as 9:40 AM, August 18, 2006, Respondent had knowledge of the Rule 8 Order requiring that he submit to drug screening (See Affidavit of Shariesse McCannon, Exhibit F). Captain Richard Williams posted the Commission Rule 8 Order on Respondent's front door at or about 10:55 AM August 18, 2006 (See Affidavit of service, signed by Captain Richard Williams, attached hereto as Exhibit G, and Captain Williams police incident report, Exhibit E).

As of the date and time of this filing, Respondent has failed to comply with the Commission's Rule 8 Order, and has failed to sign the SED Authorization form. Instead, upon information and belief, Respondent requested his own urine drug screening (not hair), and requested SED laboratory staff in Las Cruces withhold that information from the Commission, so that he could pre-screen the results.

Respondent's conduct as outlined herein demonstrates Respondent's willful and knowing failure to comply with the reasonable requests or directives of the Commission in violation of Rule 4(D) of the Commission's rules. Respondent's conduct as outlined herein demonstrates