

SUPREME COURT OF NEW JERSEY
D-166 September Term 2005

IN THE MATTER OF :
WILBUR H. MATHESIUS, : ORDER TO SHOW CAUSE
A JUDGE OF THE SUPERIOR :
COURT OF NEW JERSEY :

The Advisory Committee on Judicial Conduct having filed a presentment with the Court in respect of Superior Court Judge Wilbur H. Mathesius containing findings that charges of violation of Canons 1 (a judge should personally observe high standards of conduct so the integrity and independence of the judiciary may be preserved), 2A (a judge should respect and comply with the law and act at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary), 3A(1) (a judge should be faithful to the law), 3A(3) (a judge should be patient, dignified, and courteous to attorneys and others), 3A(6) (a judge should accord to every person legally interested in a proceeding, or that person's lawyer, full right to be heard according to law), and 3A(10) (a judge shall not commend or criticize jurors for their verdict) of the Code of Judicial Conduct and Rule 2:15-8(a)(6) (a judge should not engage in conduct prejudicial to the administration of justice that brings the judicial office into disrepute) have been proved by clear and convincing evidence;

And the Committee having recommended that respondent be suspended for a period of six months, three of which should be without pay, for his misconduct;

And good cause appearing;

It is ORDERED that pursuant to Rule 2:15-17(b)(2), Superior Court Judge Wilbur H. Mathesius shall show cause before this Court why he should not be publicly disciplined through the imposition of an appropriate sanction that does not include

removal from judicial office; and it is further

ORDERED that Patrick J. Monahan, Jr., Esquire, shall present this matter to the Court; and it is further

ORDERED that the parties shall file briefs on this Order to Show Cause, with respondent's brief to be served and filed on or before August 28, 2006, and the presenter's brief to be served and filed on or before September 18, 2006; and it is further

ORDERED that the matter shall be set down for oral argument on Monday, September 25, 2006, at 2:00 p.m., in the Supreme Court Courtroom, Hughes Justice Complex, Trenton.

WITNESS, the Honorable Deborah T. Poritz, Chief Justice, at Trenton, this 24th day of July, 2006.

CLERK OF THE SUPREME COURT