

STATE OF MICHIGAN

BEFORE THE JUDICIAL TENURE COMMISSION

COMPLAINT AGAINST:

HON. J. CEDRICK SIMPSON  
Judge, 14-A District Court  
415 W. Michigan Avenue  
Ypsilanti, Michigan 48202

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Formal Complaint No. 96


**JUDICIAL TENURE COMMISSION'S STATEMENT ON REMAND FROM THE**  
**MICHIGAN SUPREME COURT**

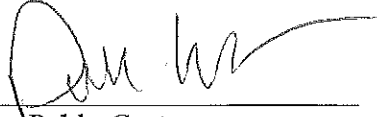
On September 1, 2015, the Judicial Tenure Commission filed its Decision and Recommendation in this matter. On December 23, 2015, the Michigan Supreme Court issued an order remanding this matter to the Commission for consideration of evidence that was not disclosed by the Examiner in a timely manner, as required by MCR 9.208(C)(1)(a)(ii). The Court ordered the Commission to issue a new decision and recommendation within 28 days if, after considering the evidence, it found the issuance of a new decision and recommendation appropriate.

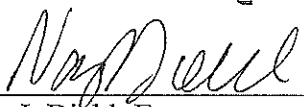
We have considered the previously undisclosed evidence, which consists of e-mail exchanges among Pittsfield Township police officials and between Pittsfield Township Police Chief Matthew Harshberger and 14-A District Judge Kirk Tabbey. Given our reliance on the Master's findings of fact in this case pursuant to MCR 9.220(B), we remand this matter to the Master, Hon. Peter D. Houk, for consideration of the evidence at issue and for a determination of whether the evidence would alter his findings in this matter. We further remand this matter to the Master for a determination of how the non-disclosure occurred and the reasons for the non-


disclosure. The Master may supplement the record with further testimony as to all issues contained in this Statement on Remand as he deems it appropriate.


**JUDICIAL TENURE COMMISSION**

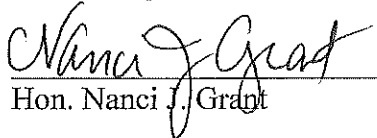
  
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Hon. David H. Sawyer  
Chairperson

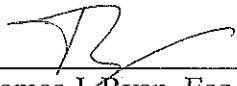
  
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Hon. Pablo Cortes  
Vice-Chairperson


  
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Nancy J. Diehl, Esq.  
Secretary

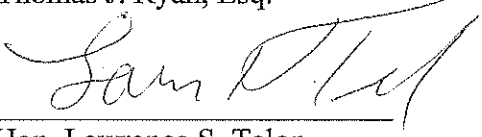
  
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Hon. Monte J. Burmeister

  
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David T. Fischer

  
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Hon. Nanci J. Grant

  
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Thomas J. Ryan, Esq.

  
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Melissa B. Spickler

  
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Hon. Lawrence S. Talon