

----- Forwarded message -----

From: J. Douglas Froneberger <fronebergerlaw@gmail.com>
Date: Fri, Jul 12, 2019 at 9:17 AM
Subject: Fwd: Midland Vs Magee
To: Peter Newman <Peter.Newman@mcmcg.com>, jp4pl1@bellcounty.texas.gov
<jp4pl1@bellcounty.texas.gov>

Robin, please file this email as a Notice of conflict and Motion/Cause for Recusal. Thank you.

CAUSE NO. 41 2019 S 0023998

MIDLAND FUNDING. IN THE JUSTICE COURT

v. PCT. 4, PLACE 1

LATONYA MAGEE BELL COUNTY, TEXAS

NOTICE OF CONFLICT AND CAUSE FOR RECUSAL

Comes Now, J. Douglas Froneberger, attorney for LaTonya Magee, who hereby would show that Judge Daryl Peters, Judge of this court, recently appointed to fill the remaining term of the previous jp, who was sanctioned and then removed from office by jury, has had a complaint filed against him with the State Commission on Judicial Conduct by counsel.

Judge Peters has been placed on notice of said complaint by email contained below and incorporated into this motion as well as the facts for substantiating said complaint by separate email to his clerk also contained and incorporated below:

----- Forwarded message -----

From: J. Douglas Froneberger <fronebergerlaw@gmail.com>
Date: Thu, Jul 11, 2019 at 4:50 PM
Subject: Re: Midland Vs Magee
To: J. Douglas Froneberger <fronebergerlaw@gmail.com>, Peter Newman
<Peter.Newman@mcmcg.com>, jp4pl1@bellcounty.texas.gov <jp4pl1@bellcounty.texas.gov>

Dear Judge Peters:

This is to notify the court that a complaint has been filed against Daryl Peters.

Forthwith, you, Judge Peters, are hereby constructively noticed of said filing this date and you are in conflict, due to my allegations of violations including, but not limited to, SCJC Canon 4 to further preside over this case until the SCJC renders its decision. They will be in touch with you soon.

It is a shame that you do not understand family who are fighting for their lives. You truly should be ashamed of yourself as a person, but especially a judge. Your actions shames the office. I'm sure if it were your family, you'd feel the same. I would hope that you never have Togo what we are going through.

—Doug Feoneberger

On Thu, Jul 11, 2019 at 11:39 AM J. Douglas Froneberger <fronebergerlaw@gmail.com> wrote:
Dear Robin,

Thank you for your call and understanding this morning. Right now my wife is in the hospital dying.

You told me "the judge hears all matters" and that the judge is "requiring" both counsel, who have signed and filed a joint motion for continuance to be there on the 15th to hear the motion albeit knowing our family emergency, which is laid out in the motion AS WELL as being communicated to you by telephone this morning.

Next, I asked if the court would entertain hearing by phone the continuance motion. After being put on hold while you ascertained an answer to that question, I was told to file a motion to hear the joint motion for continuance by telephone.

So, I have to file a motion to hear a motion? Maybe another motion to hear that one? How is the judge going to hear the telephone motion? It totally sounds as though that the court's actions are tantamount to harassment and is completely inconsiderate.

My wife was admitted under emergency last evening. She cannot breathe as her lungs are full of cancerous fluid. Her cancer has masticized in her lungs, stomach, liver, and bones. She is 52 years old.

It is a terrible shame that I am having to reveal such private information. I've been a municipal judge and have written bills that have corrected constitutional laws and conduct in the State of Texas and right now, I feel extremely violated.

Robin, you were very kind this morning and I ask for everyone's prayers. I'm not angry at you at all but

I see no choice, as I cannot and will not leave my wife's bedside, but to file a complaint with the judicial commission.

-J. Douglas Froneberger

Cc:State Commission on Judicial Conduct

--

/s/ J. Douglas Froneberger

Movant prays the court to remove himself immediately. Otherwise, Judge Daryl Peters should have the administrative judge hear the matter of recusal.

/s/ J. Douglas Froneberger

J. Douglas Froneberger

SBN: 00785887

Attorney at Law

10017 Salem Way

Waco, TX. 76708

Ph:903-348-6308

Email: fronebergerlaw@gmail.com

----- Forwarded message -----

From: DO_NOT_REPLY_SCJC <do_not_reply@scjc.texas.gov>

Date: Fri, Jul 12, 2019 at 12:08 PM

Subject: SCJC ACKNOWLEDGEMENT CJC NO. 19-1578

To: fronebergerlaw@gmail.com <fronebergerlaw@gmail.com>

CJC NO. 19-1578

We have received your complaint against a Texas judge. All complaints receive a thorough review and investigation relevant to the allegations, and are presented to the Commission. After its consideration, the Commission may dismiss a complaint, impose sanctions against a judge,

or take other appropriate action. The Commission's actions are governed by Article V, Section 1-a of the Texas Constitution and Chapter 33 of the Texas Government Code.

Please be advised that our proceedings are confidential. We are prohibited by Section 33.033(c) of the Texas Government Code from identifying by name the judge against whom you have filed a complaint. In order to assist us with our investigation, please reference the above-listed CJC case number in all future correspondence. Additionally, if you intend to submit additional documents for our consideration, please send photocopies.

For your additional assistance, we recommend you review our frequently asked questions (FAQ) section of our website, <http://www.scjc.texas.gov/faqs.aspx>.

We will inform you in writing of the Commission's action on your complaint.

If you have any questions or need additional information, please contact our office. When calling, please mention the above-listed CJC case number so as to expedite your phone call.

STATE COMMISSION ON JUDICIAL CONDUCT