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18 IN THE MATTER OF THE) CASE NO.: 1205-1048
19)
20 HONORABLE DANIEL BAUER, Former)
21 Municipal Court Judge, Fernley Municipal)
22 Court, County of Lyon, State of Nevada,)
23)
24 Respondent.)

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25 In order to resolve the Formal Statement of Charges pending against him before the
26 Nevada Commission on Judicial Discipline (the "Commission"), the Respondent stipulates to the
27 following:
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1. Respondent admits he committed two violations of the Revised Nevada Code of
Judicial Conduct, Judicial Canon 1, Rule 1.2 (failure to act at all times in a manner
that promotes public confidence in the integrity of the judiciary and failure to avoid
the appearance of impropriety) and a violation of Canon 3, Rule 3.1 (D) (engaging in
extrajudicial conduct that would appear to a reasonable person to be coercive), as is
alleged in the Formal Statement of Charges filed on December 31, 2012, by doing a
singular act, a combination of acts, or all of the following acts:

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A. Conducting a traffic stop of Ms. Randi Riede in Fernley, Nevada on
September 9, 2011 and utilizing a retiree badge issued to him as a retired
Nevada Highway Patrol officer;
- B. Conducting a traffic stop of Ms. Randi Riede in Fernley, Nevada on
September 9, 2011 and stating he was a retired police officer;
- C. Conducting a traffic stop of Ms. Randi Riede in Fernley, Nevada on
September 9, 2011 and detaining her by seizing her driver's license and
directing her to follow him in her vehicle to a sheriff's substation, then
redirecting her to stop at a convenience store;
- D. During the detention of Ms. Randi Riede at the convenience store in Fernley,
Nevada on September 9, 2011, identifying himself as a judicial officer, before
returning her driver's license to her;

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2. Respondent agrees to waive his right to present his case contesting the allegations in
the Formal Statement of Charges at a public hearing scheduled by the Commission
for July 12, 2013, pursuant to Commission Rule 18, and the Commission accepts the
Respondent's waiver of said right.

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3. Respondent and the Commission hereby stipulate to the penalty of public reprimand.
Respondent stipulates to the following substantive provisions:

- (a) He agrees to the acceptance of a public reprimand by the Commission for
having conducted a traffic stop of Ms. Randi Riede in Fernley, Nevada on

1 September 9, 2011, utilizing a retiree badge issued to him as a retired Nevada
2 Highway Patrol officer, stating he was a retired police officer and a judicial
3 officer and seizing Mr. Riede's driver's license and directing her to follow
4 him to a sheriff's substation and then to a convenience store and detaining her
5 until he returned her driver's license.

6 (b) He agrees the discipline of public reprimand is authorized by Article 6,
7 Section 21(1) of the Nevada Constitution and Rule 29 of the Procedural Rules
8 of the Nevada Commission on Judicial Discipline.

9 (c) He agrees that the evidence available to the Commission could establish by
10 clear and convincing proof that he violated Judicial Canon 1, Rule 1.2 and
11 Canon 3, Rule 3.1 (D).

12 4. Respondent understands and agrees that by accepting the terms of this Stipulation, he
13 waives his right to appeal to the Nevada Supreme Court, pursuant to Rule 3D of the
14 Nevada Rules of Appellate Procedure.

15 **ORDER**

16 IT IS HEREBY ORDERED by the unanimous vote of Commissioners Doug Jones, Gary
17 Vause, Mary Lau, Honorable Patricia L. Calton, Honorable Janiece S. Marshall, Laurence B.
18 Irwin, Karl W. Armstrong and Wayne S. Chimarusti that the Respondent should be and hereby is
19 publicly reprimanded for violating Judicial Canon 1, Rule 1.2 and Canon 3, Rule 3.1 (D).

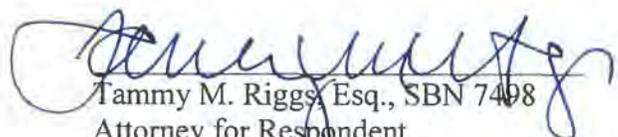
20 IT IS HEREBY ORDERED that the Executive Director of the Judicial Discipline
21 Commission take the necessary steps to file this document in the appropriate records of the
22 Commission and with the Clerk of the Nevada Supreme Court.

23 

24 Daniel Bauer
25 Respondent

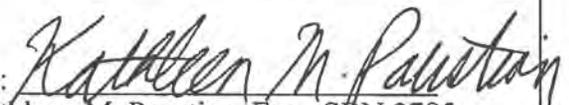
26 Dated this 21 day of JUNE, 2013

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Tammy M. Riggs, Esq., SBN 7498
Attorney for Respondent

Dated this 27th day of JUNE 2013

NEVADA COMMISSION ON
JUDICIAL DISCIPLINE
P.O. Box 48,
Carson City, Nevada 89702

By: 
Kathleen M. Paustian, Esq., SBN 3785
Special Counsel

Dated this 1 day of July, 2013

By: 
William E. Cooper, Esq., SBN 2213
Special Counsel

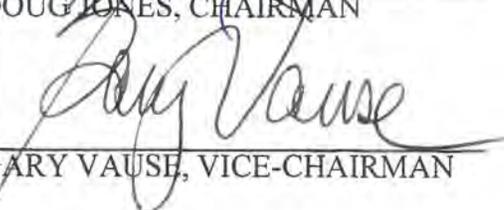
Dated this 1 day of July, 2013

The Commissioners listed below accept the terms of the Stipulation between the Respondent and the Commission set forth above, as these terms reflect the verbal agreement between the Respondent and the undersigned members during the Commission's July 12, 2013 public hearing. They further authorize the Chairman, if requested, to sign on behalf of the Commission as a whole this document containing the Stipulation and Order for Public Reprimand of the Respondent.

NEVADA COMMISSION ON JUDICIAL DISCIPLINE


DOUG JONES, CHAIRMAN

7/12/13


GARY VAUSE, VICE-CHAIRMAN

7/12/13

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Mary Lau
MARY LAU

7/12/13

Patricia L. Calton
HONORABLE PATRICIA L. CALTON

7/16/13

Janiece S. Marshall
HONORABLE JANIECE S. MARSHALL

7/12/13

Not present; not voting.
LAURENCE B. IRWIN, ESQ.

Wayne S. Chimarusti
WAYNE S. CHIMARUSTI, ESQ.

7/12/13

Karl W. Armstrong
KARL W. ARMSTRONG, ESQ.

7/12/13