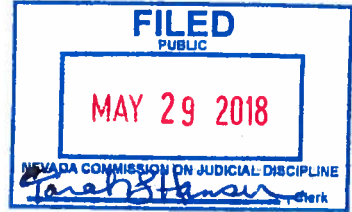


ORIGINAL



1 THOMAS F. PITARO, ESQ.  
2 Nevada Bar No. 1332  
3 LAW OFFICE OF PITARO & FUMO, CHTD  
4 601 Las Vegas Boulevard, South  
5 Las Vegas, Nevada 89101  
6 Phone: (702) 474-7554 Fax: (702) 474-4210  
7 Email: kristine.fumolaw@gmail.com  
8 Attorney for Respondent

6 **BEFORE THE NEVADA COMMISSION ON JUDICIAL DISCIPLINE**

8 \* \* \* \* \*

9 CASE NO.: 2016-068-P

10 IN THE MATTER OF THE HONORABLE  
11 DOUGLAS E. SMITH, Eighth Judicial District  
12 Court, Department 8, County of Clark, State of  
13 Nevada,

11 **RESPONDENT'S ANSWER TO FORMAL  
12 STATEMENT OF CHARGES**

13 Respondent.

14 **COMES NOW**, the Respondent, DOUGLAS E. SMITH, by and through his attorney  
15 THOMAS F. PITARO, ESQ. of PITARO & FUMO, CHTD and hereby submits his Answer to the  
16 formal statement of charges herein as follows:

17 **FACTUAL AVERMENTS**

18 1. Answering Paragraph A of the Factual Allegations on file herein, Respondent hereby  
19 denies the allegations.

20 2. Answering Paragraph B of the Factual Allegation on file herein, Respondent hereby  
21 denies the allegations.

22 3. Answering Count One, Respondent denies as the whole the allegations, including  
23 violating Judicial Canon 1, Rule 1.1 failing to comply with the law, including the Code; Rule 1.2,  
24 failing to promote confidence in judiciary; Rule 2.2, failing to perform all duties of his judicial  
25 office fairly and impartially; Rule 2.3(B) failing to refrain from manifesting bias, prejudice, and  
26 harassment; Rule 2.5(A), failing to perform judicial duties competently and diligently; and Rule  
27 2.8(B) failing to be patient, dignified, and courteous to litigants and lawyers.  
28

1           4.       Answering Count Two, Respondent denies as a whole the allegations, including  
2 violating Judicial Canon 1, Rule 1.1 failing to comply with the law, including the Code; Rule 1.2,  
3 failing to promote confidence in the judiciary; Canon 2, Rule 2.2, failing to perform all duties of his  
4 judicial office fairly and impartially; Rule 2.3(B), failing to refrain from manifesting bias,  
5 prejudice, and harassment; Rule 2.5(A), failing to perform judicial duties competently and  
6 diligently; Rule 2.8(B), failing to be patient, dignified, and courteous to litigants; and Rule 2.16(A),  
7 failing to cooperate and be candid and honest with judicial discipline authorities.  
8

9                       DATED this 22nd day of May, 2018  
10

PITARO & FUMO, CHTD.

11  
12  
13 BY: 

14 THOMAS F. PITARO, ESQ.  
15 ATTORNEY FOR RESPONDENT  
16  
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1 **CERTIFICATE OF SERVICE**

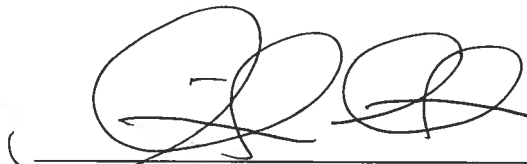
2 Pursuant to Rule 5(b) of the Nevada Rules of Civil Procedure, I certify that I am an employee  
3 of PITARO & FUMO, CHTD. and that on the 23 day of May, 2018 I served the  
4 foregoing document entitled **RESPONDENT'S ANSWER TO FORMAL STATEMENT OF**  
5 **CHARGES** upon all parties identified herein below by:

6   X   First Class Mail through the U.S. Postal Service.  
7        Via Electronic Service (N.E.F.R. Rule 9)

8 addressed as follows:

9  
10 COMMISSION OF JUDICIAL DISCIPLINE  
11 ATTN: PAUL C DEYHLE  
12 PO BOX 48  
13 CARSON CITY, NEVADA 89702-0048

14 THOMAS C. BRADLEY, ESQ.  
15 NEVADA BAR NO.: 1621  
16 PROSECUTING OFFICER OF NEVADA  
17 COMMISSION OF JUDICIAL DISCIPLINE  
18 SINAI, SCHROEDER, MOONEY, BOETSCH  
19 BRADLEY AND PACE  
20 448 HILL STREET  
21 RENO, NEVADA 89501

22 

23 \_\_\_\_\_  
24 An Employee of PITARO & FUMO, CHTD.  
25  
26  
27  
28