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11

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

13 IN THE MATTER OF THE HONORABLE,
14 MICHELE FIORE, Justice of the Peace,
15 Pahrump Township Justice Court, Nye
16 County, State of Nevada,

Case No.: 2025-108-P

17 Respondent.
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19 **FIRST AMENDED FORMAL STATEMENT OF CHARGES**

20 THOMAS J. DONALDSON, Special Counsel before the Nevada Commission on
21 Judicial Discipline ("Commission"), hereby files this First Amended Formal Statement of
22 Charges and informs the Honorable MICHELE FIORE, Justice of the Peace, Pahrump Township
23 Justice Court, Nye County, State of Nevada, ("Judge Fiore" or "Respondent"), that she violated
24 the Revised Nevada Code of Judicial Conduct (sometimes referred to as "the Code") as alleged
25 herein.

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JURISDICTION

The Commission has jurisdiction to discipline a justice of the supreme court, a judge of the court of appeals, a district judge, a justice of the peace or a municipal court judge for violations of the Revised Nevada Code of Judicial Conduct. *See* Nev. Const. art. 6, § 21; NRS 1.425 *et seq.*; Canon 1, Rule 1.1 of the Revised Nevada Code of Judicial Conduct.

Judge Fiore was sworn in as a justice of the peace on or about December 21, 2022, and is currently suspended from the exercise of office with pay pursuant to NRS 1.4675. Judge Fiore committed all actions described in Counts I through III, herein, while serving as a justice of the peace.

BACKGROUND FACTUAL ALLEGATIONS

- A. In or about 2019 to 2020, prior to becoming a judicial officer, Michele Fiore solicited monetary donations for the creation of a statue in honor of two (2) slain Las Vegas Metropolitan Police officers. Michele Fiore represented to prospective donors that the funds would be used solely for the construction of the statue and received approximately \$70,000 from donors for that purpose. The statue was completed in approximately January of 2020, but none of the funds raised by Judge Fiore were spent on the construction of the statue.
- B. When the donations specifically raised for the construction of the statue could not be used for that purpose, Michele Fiore and later Judge Fiore came under a legal obligation to notify the donors that the specific purpose of their donations was abrogated, to request instructions regarding alternative use of the donations and/or to return the donations.
- C. After becoming a judicial officer on December 21, 2022, Judge Fiore failed to notify the donors that the specific purpose of their donations was abrogated, failed to request instructions regarding alternative use of the donations and/or failed to return the donations to the donors.
- D. On October 3, 2024, almost two years after becoming a judicial officer, Judge Fiore was

1 found guilty by a jury of one (1) count of Conspiracy to Commit Wire Fraud (18 U.S.C. §
2 1349) and six (6) counts of Wire Fraud (18 U.S.C. § 1343), all felonies, based upon
3 Judge Fiore's fraudulent use of the donations. *United States of America v. Michele Fiore*,
4 2:24-cr-00155-JAD-DJA.

5 E. Following the jury's verdict but before sentencing, Judge Fiore filed motions for acquittal
6 and for a new trial arguing, *inter alia*, the evidence adduced at trial did not support the
7 jury's verdict.

8 F. On April 18, 2025, U.S. District Court Judge Jennifer Dorsey denied Judge Fiore's
9 motions.

10 G. On April 23, 2025, prior to the imposition of sentence, but after all post-trial motions
11 were adjudicated, Judge Fiore received a "full and unconditional pardon" from the
12 President of the United States.

13 H. On April 28, 2025, Judge Dorsey vacated the federal sentencing date and closed the
14 criminal case without issuing an order of dismissal.

15 COUNT ONE

16 By failing to notify the donors that the specific purpose of their donations was abrogated,
17 by failing to request instructions regarding alternative use of the donations and/or by failing to
18 return the donations as alleged in Paragraphs A through H above, Judge Fiore, after being sworn
19 in as a judicial officer, knowingly or unknowingly failed to comply with the laws related to
20 criminal embezzlement, civil conversion and/or unjust enrichment in violation of Canon 1, Rule
21 1.1 of the Code (requiring a judge to comply with the law).
22

23 Criminal embezzlement is defined in NRS 205.300, which provides in relevant portion:

24 1. Any bailee of any money, goods or property, who converts it to his or her own
25 use, with the intent to steal it or to defraud the owner or owners thereof and any
26 agent, manager or clerk of any person, corporation, association or partnership, or
27 any person with whom any money, property or effects have been deposited or
28 entrusted, who uses or appropriates the money, property or effects or any part
thereof in any manner or for any other purpose than that for which they were
deposited or entrusted, is guilty of embezzlement, and shall be punished in the

1 manner prescribed by law for the stealing or larceny of property of the kind and
2 name of the money, goods, property or effects so taken, converted, stolen, used or
appropriated.

3 * * *

3. Any use of the money, goods or property by any bailee thereof, other than that
4 for which it was borrowed, hired, deposited, carried, received or collected, is
prima facie evidence of conversion and of intent to steal the same and defraud the
5 owner or owners thereof.

6 4. The term "bailee," as used in this section, means all persons with whom any
money, goods or property has been deposited, all persons to whom any goods or
7 property has been loaned or hired, all persons to whom any goods or property has
been delivered, and all persons who are, either as agent, collector or servant,
8 empowered, authorized or entrusted to carry, collect or receive any money, goods
or property of another.

9
10 Alternatively, civil conversion is "a distinct act of dominion wrongfully exerted over
11 another's personal property in denial of, or inconsistent with his title or rights therein " *Evans*
12 *v. Dean Witter Reynolds, Inc.*, 116 Nev. 598, 606, 5 P.3d 1043, 1048 (2000) (*quoting Wantz v.*
13 *Redfield*, 74 Nev. 196, 198, 326 P.2d 413, 414 (1958)). Although conversion is not excused by
14 mere good faith, *id.*, the Nevada Supreme Court has long held that where there is genuine doubt
15 as to the rightful ownership of property, a party may properly "resort to the judicial process" to
16 resolve that doubt. *Wantz*, 74 Nev. at 198, 326 P.2d at 414.

17
18 Similarly, "[u]njust enrichment exists when the plaintiff confers a benefit on the
19 defendant, the defendant appreciates such benefit, and there is acceptance and retention by the
20 defendant of such benefit under circumstances such that it would be inequitable for him to retain
21 the benefit without payment of the value thereof." *Certified Fire Prof. Inc. v. Precision Constr.*
22 *Inc.*, 128 Nev. 371, 381, 283 P.3d 250, 257 (2012) (internal quotation marks omitted). Benefit
23 "denotes any form of advantage," including but not limited to retention of money or property. *Id.*
24 at 382, 283 P.3d at 257 (internal quotation omitted).

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COUNT TWO

By failing to notify the donors that the specific purpose of their donations was abrogated, by failing to request instructions regarding alternative use of the donations and/or by failing to return the donations as alleged in Paragraphs A through H above, Judge Fiore, after being sworn in as a judicial officer, knowingly or unknowingly violated Canon 1, Rule 1.1 of the Code (requiring a judge to comply with the law including the Code) and Canon 1, Rule 1.2 of the Code (requiring a judge to act at all times in a manner that promotes public confidence in the independence, integrity and impartiality of the judiciary and avoiding impropriety and the appearance of impropriety). Judge Fiore's ongoing wrongful retention of the donations and unjust enrichment creates in reasonable minds a perception that Judge Fiore's honesty, impartiality, temperament or fitness to serve as a judge is adversely affected.

COUNT THREE

By being found guilty by a jury of her peers of seven (7) felonies involving crimes of fraud and moral turpitude and by having that guilty verdict upheld by the trial court judge, as alleged in Paragraphs A through H above, Judge Fiore, after being sworn in as a judicial officer, violated Canon 1, Rule 1.1 of the Code (requiring a judge to comply with the law including the Code) and Canon 1, Rule 1.2 of the Code (requiring a judge to avoid impropriety and the appearance of impropriety). The jury's guilty verdict creates in reasonable minds a perception that Judge Fiore's honesty, impartiality, temperament or fitness to serve as a judge is adversely affected.

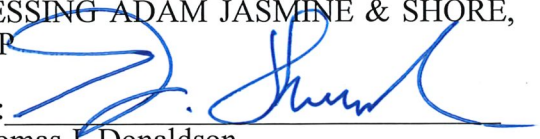
Judge Fiore's actions constitute either knowing and deliberate violations of the Code or violations that were not knowing and deliberate. Both types of violations are contrary to the form, force and effect of the Revised Nevada Code of Judicial Conduct.

///

1 Respectfully submitted,

2 DATED: August 7, 2026.

3 MESSING ADAM JASMINE & SHORE,
4 LLP

5 By: 

6 Thomas J. Donaldson
7 Nevada State Bar No. 5283
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14 Commission on Judicial Discipline
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1 STATE OF NEVADA)
2) ss
3 CARSON CITY)

4 THOMAS J. DONALDSON, being first duly sworn under oath according to Nevada law,
5 and under penalty of perjury, hereby states:

6 1. I am an attorney licensed to practice law in the State of Nevada. I have been retained
7 by the Nevada Commission on Judicial Discipline to serve in the capacity of Special Counsel in
8 the matter of the Honorable Michele Fiore, Case No. 2025-108-P.

9 2. I have prepared and reviewed this First Amended Formal Statement of Charges
10 against the Honorable Michele Fiore, and, pursuant to the investigation conducted in this matter,
11 and based on the contents of that investigation and following reasonable inquiry, I am informed
12 and believe that the contents of this First Amended Formal Statement of Charges are true and
13 accurate.

14 DATED:

8/7/2026

15 By:

Thomas J. Donaldson, Esq.

16
17 State of Nevada

18 Carson City

19 Subscribed and sworn before me, a Notary Public

20 This 7th day of August, 2026.

21
22 By:

Suzette Turley

23 NOTARY PUBLIC



BEFORE THE NEVADA COMMISSION ON JUDICIAL DISCIPLINE
DECLARATION OF SERVICE

Case No :2025-108

IN THE MATTER OF THE HONORABLE MICHELLE
FIORE, Justice of the Peace, Pahrump Township Justice
Court, Nye County, State of Nevada

STATE OF NEVADA
COUNTY OF CLARK ss.:

FIRST AMENDED FORMAL STATEMENT OF CHARGES Received by NOW! Services, Inc. on 08/07/2026 with instructions to serve **HONORABLE MICHELLE FIORE c/o Paola Armenia, Esq. of Clark Hill, PLCC** at **1700 S. Pavilion Center Drive, Ste. 400, Las Vegas, NV89135.**

I, **Diana Brown R-2021-03662**, being duly sworn says: That at all times herein affiant was and is a citizen of the United States, over 18 years of age, not a party to or interested in the proceeding in which this affidavit is made.

I am authorized to serve this process in the circuit/county it was served in.

On **08/07/2026** at **1:10 PM**, I served the within **FIRST AMENDED FORMAL STATEMENT OF CHARGES** on **HONORABLE MICHELLE FIORE c/o Paola Armenia, Esq. of Clark Hill, PLCC** at **1700 S. Pavilion Center Drive, Ste. 400, Las Vegas, NV89135** in the manner indicated below:

SUITABLE AGE: By delivering thereat a true copy of each to **WILLIAM SCHULLER ESQ, Attorney** authorized to accept service on behalf of **HONORABLE MICHELLE FIORE c/o Paola Armenia, Esq. of Clark Hill, PLCC**, a person of suitable age and discretion. Said premises is **HONORABLE MICHELLE FIORE c/o Paola Armenia, Esq. of Clark Hill, PLCC's** usual place of business within the state.

A description of the Recipient, or other person served on behalf of the Recipient is as follows:

Sex	Color of skin/race	Color of hair	Age	Height	Weight
Male	Caucasian	Bald	45	5'9"-6'0"	161-180 lbs
Other Features:					

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Executed this 11 of Aug, 2026.

No Notary is required per NRS 53.045.



58592

X
Diana Brown R-2021-03662
License#: NVPILB#1361
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