

*Monroe County  
Clerk of the Legislature*

**Jack Moffitt  
Clerk**



**David Grant  
Deputy Clerk**

**MEMORANDUM**

**TO: Legislators, Directors, Staff and Media**  
**FROM: Jack Moffitt, Clerk of the Legislature**  
**DATE: April 3, 2019**  
**RE: Read and Print File No. 19-0087**

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Per President Dr. Joe Carbone, the attached Read and Print is being distributed for your information.

**19-0087 – Resignation from the Office of Monroe County Legislator for the 18<sup>th</sup> Legislative District – Tanya Conley**

Attachment.



# Monroe County Legislature

**TANYA CONLEY**  
LEGISLATOR – DISTRICT 18

April 3, 2019

Dr. Joseph Carbone, President  
Monroe County Legislature  
39 West main Street  
Rochester, NY 14614

<b>OFFICIAL FILE COPY</b>	
No. <u>190087</u>	
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>READ-PRINT</b>	<b>-L</b>

Dear President Carbone:

As you know, I have recently accepted an appointment as a Court Attorney Referee in the New York State Office of Court Administration. I will be adjudicating matrimonial cases in New York State Supreme Court and domestic violence cases in Monroe County Family Court. I will begin serving in this capacity on April 4, 2019.

Because court attorney-referees perform judicial functions within the judicial system, they must comply with the Rules Governing Judicial Conduct in the performance of their judicial functions, and otherwise “so far as practical and appropriate” use such rules as guides to their conduct (see 22 NYCRR 100.6[A]; Opinion 11-50). Like judges, they must avoid even the appearance of impropriety (see 22 NYCRR 100.2) and always act to promote public confidence in the judiciary’s integrity and impartiality (see 22 NYCRR 100.2[A]). A judge may generally speak, write and otherwise participate in extra-judicial activities (see 22 NYCRR 100.4[B]), subject to generally applicable limitations on judicial speech and conduct (see e.g. 22 NYCRR 100.3[B][8] [public comment rule]). For example, unless an exception applies, a judge must not “directly or indirectly engage in any political activity” (see 22 NYCRR 100.5[A][1]), be “a member of a political organization” (22 NYCRR 100.5[A][1][b]), or “attend[] political gatherings” (22 NYCRR 100.5[A][1][g]). The Rules define “political organization” broadly as “a political party, political club or other group, the principal purpose of which is to further the election or appointment of candidates to political office” (22 NYCRR 100.0[M]).

Therefore, I must resign from the County Legislature. It has been an honor and a privilege to serve in the Monroe County Legislature. Please accept this letter as my official resignation from the Monroe County Legislature effective 11:59 PM on April 3, 2019.

I look forward to continue serving the residents of Monroe County in my new capacity and I wish the Legislators best wishes in their future endeavors.

Sincerely,

Tanya Conley  
Monroe County Legislature  
District 18

Xc: Jack Moffitt, Clerk of the Legislature  
Brian E. Marianetti, Majority Leader  
William D. Reilich, Chairman of the Monroe County Republican Party