

STATE OF MARYLAND  
BEFORE THE COMMISSION ON JUDICIAL DISABILITIES

FILED

OCT 07 2014

Bessie M. Decker  
Clerk Court of Appeals of Maryland

In the Matter of \*  
Judge Lynn Stewart Mays \* Case Nos. CJD 2012-121  
Associate Judge, Circuit Court for Baltimore City \* CJD 2013-033

**AGREEMENT FOR DISCIPLINE BY CONSENT**

Judge Lynn Stewart Mays, Associate Judge, Circuit Court for Baltimore City (hereinafter Judge Stewart Mays), by and through her counsel, Andrew Jay Graham, Esquire, and Carol A. Crawford, Investigative Counsel (hereinafter Investigative Counsel,) for the Commission on Judicial Disabilities (hereinafter Commission,) pursuant to Maryland Rule 16-808(l), hereby enter into this Agreement consisting of the following terms:

1. On January 27, 2014, at a duly constituted regular meeting of the Maryland Commission on Judicial Disabilities, the Commission Members, pursuant to Rule 16-808(a,) made a finding of probable cause in the above-entitled cases to believe that Judge Stewart Mays committed sanctionable conduct. The Commission directed Investigative Counsel to initiate proceedings against Judge Stewart Mays by filing with the Commission Charges that she had committed sanctionable conduct.
2. On February 21, 2014, Charges against Judge Stewart Mays in the above-captioned cases were filed by Investigative Counsel with the Commission and thereafter served upon Judge Stewart Mays through counsel. A copy of the Charges is attached to this Agreement. (Exhibit A.)

3. On September 29, 2014, Judge Stewart Mays advised Investigative Counsel, through counsel, that she wished to admit to the conduct outlined in the attached Charges and agreed that the Rules of Judicial Conduct had been violated. Judge Stewart Mays admits to all of the Charges and to the truth of all facts constituting sanctionable conduct.
4. The Commission concluded that Judge Stewart Mays' conduct merits a serious sanction that would require the approval of the Maryland Court of Appeals. The Commission authorized Investigative Counsel to enter into discussions with Judge Stewart Mays and her counsel to reach an Agreement for Discipline by Consent. The Commission authorized Investigative Counsel and Judge Stewart Mays' counsel to submit this Agreement to the Maryland Court of Appeals for the Court's approval pursuant to Maryland Rule 16-808(1).
5. Judge Stewart Mays consents to a suspension without pay for a period of five (5) consecutive work days to be completed within thirty (30) days of the date of approval of this Agreement by the Court of Appeals, and to an overall suspension of thirty (30) days with the remaining twenty-five (25) days being stayed based upon her successful completion of a two (2) year period of probation with the Commission. The conditions of probation are:
  - a. Judge Stewart Mays must comply with the Maryland Code of Judicial Conduct and not be charged with conduct that results in a disposition of any complaint more severe than a dismissal or dismissal with a warning;

- b. Judge Stewart Mays will meet with a mentor judge of the Commission's choosing as directed. Judge Stewart Mays waives confidentiality for purposes of Investigative Counsel discussing with the mentor judge the goals of the mentor-mentee relationship; and
- c. Investigative Counsel will randomly review audio/video recordings of courtroom proceedings before Judge Stewart Mays.

The above-noted terms of suspension and probation constitute the Sanction.

- 6. Judge Stewart Mays waives her rights to further proceedings before the Commission and to subsequent proceedings before the Court of Appeals relating to the Charges and the Sanction. Judge Stewart Mays waives all rights to challenge or dispute the Charges and the Sanction and waives all other rights available to her under the Maryland Rules in connection with the Charges and the Sanction.
- 7. Judge Stewart Mays agrees that this Agreement, the Sanction, and the Charges may be admitted in any subsequent disciplinary proceeding against her if relevant.
- 8. Judge Stewart Mays enters into this Agreement and gives her consent to the Sanction freely and voluntarily.
- 9. Pursuant to Maryland Rule 16-808(1), the parties agree that this Agreement shall be submitted to the Court of Appeals which shall either approve or reject the Agreement. The Agreement shall be confidential and privileged, as required by Maryland Rule 16-808(1), until approved by the Court of Appeals. If the Court approves this Agreement and imposes the Sanction, the Agreement and all attached exhibits shall be made public as required by Maryland Rule 16-808(1.) If the Court rejects the

Agreement and Sanction, the proceedings before the Commission shall resume as if no Agreement had been reached.

Attachments:

1. Exhibit A - Charges
2. Exhibit B - One (1) audio/video CD: State of Maryland v. Shawn Broadnax, Case Number 510075002  
Hearing: October 19, 2012
3. Exhibit C - One (1) Broadnax Hearing Transcript
4. Exhibit D - One (1) audio/video CD: Dontae Spivey v. State of Maryland, Case Numbers: 198300048, 199029053, 199029055  
Hearings: November 30, 2011 and January 23, 2013
5. Exhibit E - Two (2) Spivey Hearing Transcripts

**AGREED:**

[Redacted Signature]

Judge Lynn Stewart Mays  
Associate Judge  
Circuit Court for Baltimore City

[Redacted Signature]

Carol A. Crawford, Esquire  
Investigative Counsel  
Commission on Judicial Disabilities

[Redacted Signature]

Andrew Jay Graham, Esquire  
Counsel for Judge Lynn Stewart Mays  
Kramon & Graham, P.A.

Recommendation of the Commission

The Commission on Judicial Disabilities recommends the approval of this Agreement and Sanctions by the Court of Appeals.

Maryland Commission on Judicial Disabilities

By: [Redacted Signature]

The Honorable Alexander Wright Jr., Chair