

STATE OF NEW YORK
COMMISSION ON JUDICIAL CONDUCT

In the Matter of the Investigation of Complaints
Pursuant to Section 44, subdivisions 1 and 2,
of the Judiciary Law in Relation to

ALAN F. STEINER,

STIPULATION

a Justice of the Philipstown Town Court and an
Acting Justice of the Cold Spring Village Court,
Putnam County.

THE FOLLOWING IS HEREBY STIPULATED by and between Robert H.
Tembeckjian, Administrator and Counsel to the Commission, and the Honorable Alan F.
Steiner and his attorney, Deborah A. Scalise, of Scalise and Hamilton, LLP.

1. Alan F. Steiner has been a Justice of the Philipstown Town Court and an
Acting Village Justice of the Cold Spring Village Court, Putnam County, since June 14,
2000. His current terms expire on December 31, 2016. Both positions were part-time
positions. Judge Steiner is an attorney, having been admitted to practice in 1972.

2. Judge Steiner was apprised by the Commission in April 2016 that it was
investigating complaints alleging that Judge Steiner: (1) used his Facebook account to
engage in direct or indirect political activity; (2) delayed decision for more than a year in
Anthony Fiore v Energy Savers and Air Quality Services, Inc., a small claims case; and
failed to timely complete required Continuing Judicial Education (CJE) for the years
2010, 2011 and 2014.

3. The Commission interviewed witnesses, reviewed documents and heard from Judge Steiner with respect to all three Complaints. Judge Steiner offered explanations in mitigation of certain aspects of the complaints. Judge Steiner avers and the Administrator does not refute that Judge Steiner has since completed his CLE requirements and removed all commentary from his Facebook account.

4. Judge Steiner submitted a letter dated July 27, 2016, to the Office of Court Administration, the Philipstown Town Supervisor and Board as well as the Cold Spring Village Board, stating that he will relinquish his judicial positions on September 20, 2016. A copy of the letter is appended as Exhibit A.

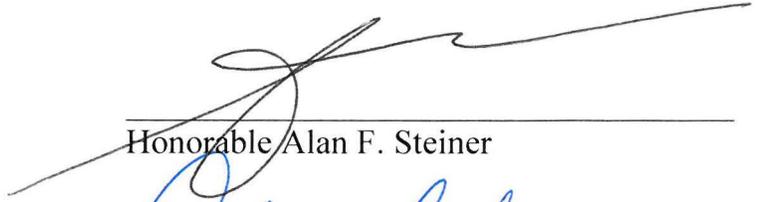
5. Pursuant to Section 47 of the Judiciary Law, the Commission has 120 days from the date of a judge's resignation to complete proceedings, and if the Commission determines that the judge should be removed from office, file a determination with the Court of Appeals.

6. Judge Steiner affirms that, upon vacating his judicial office, he will neither seek nor accept judicial office at any time in the future.

7. Judge Steiner understands that, should he abrogate the terms of this Stipulation, remain in office beyond September 20, 2016, and/or hold any judicial position at any time in the future, the Commission's investigation of the complaints would be revived, he would be served with a Formal Written Complaint on authorization of the Commission, and the matter would proceed to a hearing before a referee.

8. Judge Steiner waives confidentiality as provided by Section 45 of the Judiciary Law, to the extent that (1) this Stipulation will become public upon being signed by the signatories below, and (2) the Commission's Decision and Order regarding this Stipulation will become public.

Dated: 7/28/16



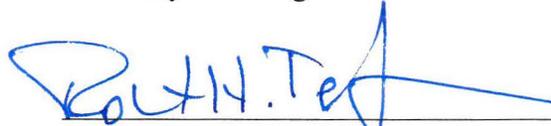
Honorable Alan F. Steiner

Dated: 7/28/16



Deborah A. Scalise
Scalise & Hamilton, LLP
Attorney for Judge Steiner

Dated: August 1, 2016



Robert H. Tembeckjian
Administrator and Counsel to the Commission
(Mark Levine, Kelvin S. Davis, Of Counsel)

PERSONAL AND CONFIDENTIAL

Hon. Alan Steiner
1036 Old Albany Post Road
Garrison, New York 10524
July 23, 2016

Hon. Richard Shea
Town Supervisor
Town of Philipstown
238 Main Street
Cold Spring, New York 10516

Re: My Town and Village Justice Positions

Dear Richard,

As you know, several weeks ago, I decided not to run for re-election. Now, I feel it is necessary for me to leave the bench earlier than the end of the year. I hereby inform you that I will resign my positions as Philipstown Town Justice and as Cold Spring Acting Justice, effective September 20, 2016. A number of circumstances have brought me to this decision. My main reason is that my wife had brain surgery last week and is facing, what we expect to be, a long period of recovery. In addition, I have found it to be a strain to render decisions in a timely fashion and to stay current with my Continuing Legal Education. Also, leaving at that time will allow me to be more involved in the political process without the proscriptions which apply, for good reason, to sitting judges.

I feel fortunate to have had the opportunity to serve the Town, first as Assistant Town Attorney and Acting Assistant Town Attorney, and then as a Town Justice for the last sixteen(16) years. I have cherished the time I have spent in service to the community.

EXHIBIT A

Every good wish to you and the members of the town board, to the volunteers who serve on committees and in other capacities and to all town employees.

Sincerely,



Alan Steiner

AS/bhs

Town of Philipstown Town Board

Hon. Dave Merandy
Mayor, Village of Cold Spring

Village of Cold Spring Board of Trustees

Hon. Charles Apotheker, Supervising Judge
9th Judicial District