

BEFORE THE JUDICIAL QUALIFICATIONS COMMISSION

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STATE OF GEORGIA

THERESE S. BARNES
CLERK

In Re: An Inquiry Concerning
Judge Barbara J. Mobley

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JQC Docket Number: 2010-25

Report of Disposition Pursuant to Rule 4(d) of the
Rules of the Judicial Qualifications Commission

This matter originated before the Judicial Qualifications Commission (“the Commission”) with various reports concerning allegations of judicial misconduct on the part of DeKalb County State Court Judge Barbara J. Mobley (“Mobley”). The Commission commenced an investigation in or about April 2010 after receiving numerous complaints from court personnel regarding alleged violations of the Code of Judicial Conduct. The Commission’s inquiry focused upon the following substantive allegations of judicial misconduct:

1. Improper use of public employees for the judge’s personal matters and other non-judicial business;
2. Use of a government-compensated law clerk to represent the judge’s personal interests in civil litigation;

3. Use of probationers to provide services and labor to the judge's church;
4. Use of probationers to work on the election campaign of the judge;
5. Making false statements to the Commission's Chief Investigator during the course of the investigation;
6. Making *ad hominem* written comments about an attorney who was trying a case before the judge which exhibited a bias and prejudice against the attorney ;
7. Engaging in *ex parte* communications with litigants and attorneys;
8. Signing *ex parte* orders without notifying opposing counsel or giving them an opportunity to respond;
9. Repeatedly and persistently failing to promptly rule and to dispose of matters before the court which resulted in inexcusable delay in numerous cases; some in excess of four (4) years in violation of O.C.G.A. § 15-6-21;
10. Allowing an extensive travel schedule to take precedence over judicial matters resulting in excessive delays and inexcusable neglect of matters pending before the court;

11. Using government funds to purchase a church choir robe for non-judicial purposes;
12. Permitting government owned audio-visual equipment to be removed from the courthouse for use by private individuals;
13. Invoking judicial status in an effort to advance the private interests of a male companion and influence a government agency regarding a child support arrearage matter pending before the child support recovery office which, as a result, was causing an administrative hold on the companion's application for a passport required for an international trip with the judge;
14. Indiscriminately, habitually and without authority posting signs on the courtroom doors identifying those who are and those who are not permitted in the public courtroom thereby interfering with the public's access to a public courtroom;
15. Directing courtroom bailiffs and other court personnel to question members of the public, and the bar, who are merely observing courtroom proceedings, and requiring them to identify themselves and state their business before the court, thereby chilling the public's right to observe matters before the court and restricting public access to the court; and

16. Directing law enforcement personnel to compile Georgia Crime Information Center (GCIC) reports and motor vehicle information concerning private citizens for matters unrelated to legitimate law enforcement or judicial purposes.

Prior to voting to hold a formal hearing, this matter was concluded between counsel for Mobley and the Commission pursuant to Rule 4(d) with a mutually agreed upon disposition of Docket Number 2010-25. The disposition between the Commission, Mobley and her counsel, is more fully set forth in the "Consent Order" dated February 4, 2011, which is filed contemporaneously herewith.

This Report of Disposition is submitted for filing in the public records of the Supreme Court of Georgia pursuant to Rule 4(d).

This 4th day of February, 2011.

JUDICIAL QUALIFICATIONS COMMISSION

By: _____

Jeffrey R. Davis

Director

State Bar Number: 210815

P.O. Box 191
Madison, GA 30650
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **Report of Disposition Pursuant to Rule 4(d) of the Rules of the Judicial Qualifications Commission** has been served upon the following by United States mail, properly addressed and postage prepaid, on this the 4th day of February, 2011.

Jackie Glenn Patterson, Esq.
The Patterson Firm
2970 Peachtree Road
Suite 830
Atlanta, GA 30305

A handwritten signature in black ink, appearing to read "Jeffrey R. Davis", written over a horizontal line.

Jeffrey R. Davis