

State Commission on Judicial Conduct

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For SCJC use only

Complaint Form

- If you are filing a complaint about more than one judge, please use a separate form for each judge
- You may complete this form online before printing
- Send the completed form and any additional pages or related documents to SCJC

* Indicates required fields. Please note that faxed complaints will NOT be accepted.

*Your name: Iy Clevenger *Judge: Robert M. Stem
*Mailing Address: P.O. Box 4806 *Court Number: 82nd District Court
*City, State Zip: Bryan, Texas 77805 *City and County: Marlin / Franklin and Falls / Robertson
*Date of Birth: 04/18/1969
Your Phones: Day (979) 985-5289 Evening ()
Cell/Other () Best time to call you: A.M. P.M.

If your complaint involves a court case, please provide the following information:

Cause Number: See attachment Status of your case: Pending Concluded On appeal
Your attorney: Opposing Attorney:
Address: Address:
City/Zip: City/Zip:
Phone Number(s): Phone Number(s):

PLEASE FILL IN ALL INFORMATION AVAILABLE FOR ANY WITNESSES (attach additional pages as needed)

Name: Wiley Stem
Address: 2934 FM 2027, Lott, Texas
Phone Number(s): 254-803-5995
What did this person witness?
See attachment

Name: R.A. "Mickey" Deison
Address: 307 N. San Jacinto, Conroe, Texas 77301
Phone Number(s): 936-756-1813
What did this person witness?

If you are submitting documents, please provide copies, not originals.

I understand that as part of the Commission's investigation the judge may be provided a copy of this complaint. Please note - the Commission will do its best to maintain your confidentiality, if you so request. However, it may not be possible for us to pursue our investigation without revealing your identity at some point. If it is necessary to reveal your identity directly to the judge, we will advise you before proceeding.

*I request that my identity be kept confidential. Yes No

*Signature: 

*Date: June 25, 2009

How did you hear about the State Commission on Judicial Conduct? (please select one) State Bar of Texas

Another State agency News media Attorney Friend Other:

Details of Complaint

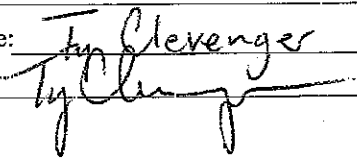
Please type or print the factual details of your complaint in the space provided below. **Please include the date(s) of the alleged misconduct.** If more space is needed, attach additional sheets. Please sign and date each additional sheet. Your complaint should be as specific as possible, PLEASE DO NOT CITE CASE LAW IN YOUR COMPLAINT.

*Date(s) of Alleged Misconduct of Judge: 2002 until present

*Factual Details of your complaint against Judge:

See attachment

*Printed Name: Tim Cleverger

*Signature: 

*Date: June 25, 2009

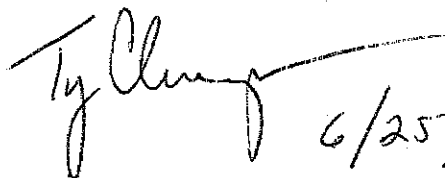
Revised 03/25/2009

I wish to report Judge Robert W. Stem for failing to disclose a conflict of interest and deliberately acting without jurisdiction. On June 17, 2002, Phillip Krumnow, Jr filed an application in the Falls County Court to probate the will of his father, Phillip Krumnow, Sr. Mr. Krumnow's sisters retained Bryan F Russ, Jr and Molly Hedrick of Palmos, Russ, McCullough, & Russ, L.L.P. to try to remove Plaintiff Krumnow as independent executor. As set forth in *Krumnow v. Krumnow*, Cause No. 34,538, 82nd District Court of Falls County, these Defendants filed suit in district court - where Judge Stem presided - even though the district court had no jurisdiction (the case had not been referred by the county court). That case has been appealed to the Tenth Court of Appeals and the Texas Supreme Court, and it is now back before Judge Stem.

I recently learned that Bryan F. Russ, Jr. was representing Judge Stem against his brother, Wiley Stem, in a real estate dispute in 2003. I have enclosed copies of correspondence showing that Mr. Russ was representing Judge Stem even as he was appearing before Judge Stem in *Krumnow v. Krumnow*. R.A. "Mickey" Deison, the attorney for Mr. Krumnow, informed me that neither Mr. Russ nor Judge Stem disclosed this conflict of interest to him or his clients. I am certain that Mr. Russ was appearing before Judge Stem in many other cases even as he was representing Judge Stem in the real estate dispute. I suggest the commission take notice of my prior complaint against Judge Stem as well as *Roy E. Erwin, et al. v. Bryan F. Russ, Jr., et al.*, Case No. 6:09-cv-127 (W.D. Tex.). The federal complaint can be downloaded at <http://www.kbtx.com/home/headlines/45306027.html>

The *Krumnow* case adds to the evidence that Judge Stem acted corruptly to benefit Mr. Russ and his firm. In April of 2003, Judge Stem removed Mr. Krumnow as executor without notice or a hearing and appointed Stephen Boykin to replace Mr. Krumnow. On May 25, 2004, Judge Stem appointed Dona Harris as receiver to sell the property of the estate. Mr. Krumnow has alleged that on June 17, 2005, Mr. Boykin and Mr. Harris conspired to sell 824.57 acres of estate property at a below-market price. Specifically, he has alleged that Mr. Boykin and Mr. Harris conspired to sell the Krumnow property to a shell company for an amount lower than what had already been offered by another buyer. Mr. Harris also appears as one of the "players" in *Erwin v. Russ*.

I strongly suggest the Commission contact Mr. Deison for a detailed explanation of all the shenanigans involving Judge Stem and Mr. Russ. Mr. Deison told me that in more than 40 years of law practice, he has never seen anything like what Mr. Russ and Judge Stem have done in the *Krumnow* case. At the very least, Judge Stem had a rather significant conflict of interest, *i.e.*, his attorney-client relationship with Mr. Russ, that he failed to disclose to opposing parties and opposing counsel.


6/25/09