

**COMMONWEALTH OF PENNSYLVANIA  
COURT OF JUDICIAL DISCIPLINE**

COURT OF JUDICIAL DISCIPLINE  
OF PENNSYLVANIA

JUL 15 2020

RECEIVED AND FILED

IN RE:

Judge John H. Fishel :  
Magisterial District Judge :  
Magisterial District 19-3-01 : 3 JD 2020  
19<sup>th</sup> Judicial District :  
York County :

**JUDICIAL CONDUCT BOARD'S REPLY TO  
RESPONDENT'S OMNIBUS MOTION FOR RELIEF**

AND NOW, this 15<sup>th</sup> day of July, 2020, comes the Judicial Conduct Board of the Commonwealth of Pennsylvania (Board) by undersigned counsel and files this Reply to Respondent's Omnibus Motion for Relief.

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Admitted.
6. Admitted.
7. Admitted in part and denied in part. It is admitted that on October 1, 2019, Judge Fishel was notified of the existence of the Non-Discrimination and Equal Employment Opportunity Complaint and that an investigation by the Court Administrator's Office was underway. It is denied that on October 1, 2019, Judge Fishel was notified that the Non-Discrimination and Equal Employment Opportunity Complaint was filed against him by one of the clerks employed in Magisterial District Court 19-3-01.

8. Denied. The Board is without sufficient specific knowledge or information to form a belief as to the truth or accuracy of the statement.
9. Admitted.
10. Admitted.
11. Admitted.
12. Admitted.
13. Admitted.
14. Admitted.
15. Admitted.
16. No response is required.
17. Admitted.
18. Neither admitted nor denied. This paragraph contains a legal conclusion to which no response is necessary. To the extent that this paragraph is construed to set forth factual allegations, they are denied and strict proof thereof is requested.
19. Admitted.
20. Admitted.
21. Admitted.
22. Admitted.
23. Admitted.
24. Admitted.
25. Admitted.
26. Admitted.
27. Admitted.

28. Admitted.

WHEREFORE, the Board, by and through Melissa L. Norton, Deputy Counsel, respectfully requests that this Honorable Court schedule a hearing during which the parties may present evidence and argument in support of their respective positions, and grant such other relief as this Court deems proper.

Respectfully submitted,

RICHARD W. LONG  
Chief Counsel

DATE: July 15, 2020

By:

  
\_\_\_\_\_

MELISSA L. NORTON  
Deputy Counsel  
Pa. Supreme Court ID No. 46684

Judicial Conduct Board  
Pennsylvania Judicial Center  
601 Commonwealth Avenue, Suite 3500  
Harrisburg, PA 17106  
(717) 234-7911

**COMMONWEALTH OF PENNSYLVANIA  
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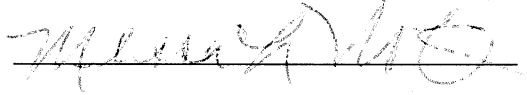
Judge John H. Fishel	:	
Magisterial District Judge	:	
Magisterial District 19-3-01	:	3 JD 2020
19 <sup>th</sup> Judicial District	:	
York County	:	

**CERTIFICATE OF COMPLIANCE**

I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

Submitted by:       Judicial Conduct Board of Pennsylvania

Signature:



Name:

Melissa L. Norton  
*Deputy Counsel*

Attorney No.:

46684

**COMMONWEALTH OF PENNSYLVANIA  
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Judge John H. Fishel	:	
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York County	:	

**PROOF OF SERVICE**

In compliance with Rule 122 of the Court of Judicial Discipline Rules of Procedure, on July 15, 2020, a copy of the Board's Reply To Respondent's Omnibus Motion for Relief was sent by first class mail and email to Robert A. Graci, Esquire, counsel to Judge John H. Fishel at the following address:

Saxton & Stump  
4250 Crums Mill Road, Suite 201  
Harrisburg, PA 17112

and rag@saxtonstump.com

Respectfully submitted,

DATE: July 15, 2020

By:



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