FILED

JAN 05 2009

A. C. J. C.

SUPREME COURT OF NEW JERSEY
ADVISORY COMMITTEE ON
JUDICIAL CONDUCT

DOCKET NO: ACJC 2008-121

IN THE MATTER OF PHILIP N. BOGGIA JUDGE OF THE MUNICIPAL COURT	FORMAL COMPLAINT

Candace Moody, Disciplinary Counsel, Advisory Committee on Judicial Conduct ("Complainant"), complaining of Municipal Court Judge Philip N. Boggia ("Respondent"), says:

1. Respondent is a member of the Bar of the State of New Jersey, having been admitted to the practice of law in 1978.

2. At all times relevant to this matter, Respondent served as a part-time judge in the Municipal Court of Moonachie, a position he continues to hold.

3. At all times relevant to this matter, Respondent was a named partner of the firm of Durkin & Boggia (the "Firm"), in Ridgefield Park, New Jersey, which operates as a general partnership. Martin T. Durkin, Esquire was and still is Respondent's partner in the Firm.

4. On May 27, 2004 and again on September 29, 2004, the Firm, under the signature of Martin T. Durkin, made political campaign contributions of $500 each to the Edgewater Democratic Campaign Fund.

5. On January 12, 2005, the Firm, under the signature of Martin T. Durkin, made a third political campaign contribution of $500 to the Bergen County Democratic Organization.

6. Political contributions made by the Firm are attributable to Respondent in his capacity as a partner with the Firm. Such political contributions by Respondent violate Canon 7A(4) of the Code of Judicial Conduct, which prohibits a judge from making a contribution to a political organization, constitute Respondent's engagement in partisan politics in violation of Rule 2:15-8(a)(5), and constitute conduct that is prejudicial to the administration of justice that brings the judicial office into disrepute in violation of Rule 2:15-8(a)(6).

WHEREFORE, Complainant charges that Respondent, Municipal Court Judge Philip N. Boggia, has violated Canon 7A(4) of the Code of Judicial Conduct. Complainant also charges that Respondent's conduct violated Rule 2:15-8(a)(5) and Rule 2:15-8(a)(6) of the New Jersey Court Rules.

DATED: January 5, 2009

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