FILED

JAN 14 2011

A. C. J. C.

SUPREME COURT OF NEW JERSEY
ADVISORY COMMITTEE ON
JUDICIAL CONDUCT
DOCKET NO: ACJC 2010-151

IN THE MATTER OF MAX A. BAKER JUDGE OF THE SUPERIOR COURT	**STIPULATIONS**

The undersigned Disciplinary Counsel ("Presenter") to the Advisory Committee on Judicial Conduct and the Honorable Max A. Baker, J.S.C. ("Respondent"), through counsel, hereby enter into these Stipulations:

1. Respondent is a member of the Bar of the State of New Jersey, having been admitted to the practice of law in 1974.

2. At all times relevant to this matter, Respondent served as a Presiding Judge in the Superior Court of New Jersey, assigned to the Family Division in the Atlantic Vicinage, which assignment ended on June 30, 2010. As of July 1, 2010, Respondent has served as a Judge in the Superior Court of New Jersey, assigned to the Criminal Division in the Atlantic Vicinage.

3. On December 31, 2009, Respondent presided over the matter of P[redacted] v. P[redacted], Docket Nos. FV-01-1010-10; FV-01-1012-10, in the Superior Court of New Jersey, Chancery Division, Family Part, Atlantic County.

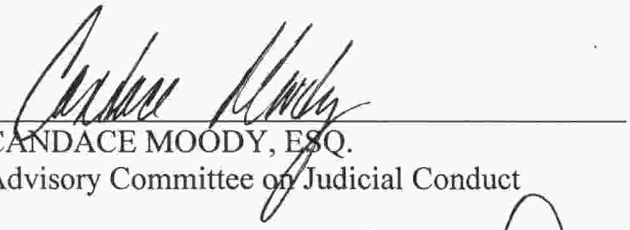
4. D[redacted] P[redacted] and M[redacted] P[redacted], husband and wife, filed cross complaints against each other, each seeking a restraining order against the other.

5. The P[redacted] matter was before Respondent on December 31, 2009, as a first listing, to address the cross complaints. Both Mr. and Mrs. P[redacted] appeared before Respondent pro se.

6. After granting Mrs. P[redacted]'s request for an adjournment to obtain counsel, Respondent engaged in a colloquy with Mr. and Mrs. P[redacted] about their minor child and Mr. P[redacted]'s visitation with the minor child.

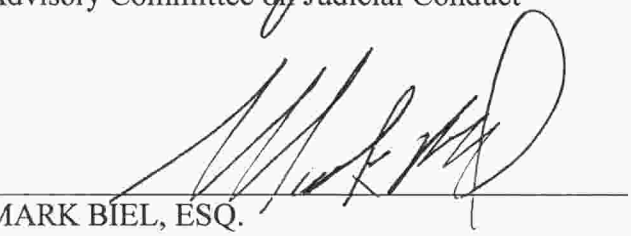
7. Upon learning that Mr. P[redacted] had not seen his minor child for over a week, Respondent established a temporary visitation schedule to address the time-period between December 31, 2009 and the date on which the parties would return to court on the P[redacted] matter.

8. The manner in which Respondent spoke to Mrs. P[redacted] was discourteous and demonstrated an inappropriate level of patience in violation of Canon 3A(3) of the Code of Judicial Conduct.



CANDACE MOODY, ESQ.
Advisory Committee on Judicial Conduct

DATED: January 14, 2011



MARK BIEL, ESQ.
Attorney for Respondent, Hon. Max A. Baker, J.S.C.

DATED: January 11, 2011