

ROBERTO A. RIVERA-SOTO

May 31, 2007

FILED

JUN 01 2007

A. C. J. C.

Advisory Committee on Judicial Conduct
Administrative Office of the Courts
Richard J. Hughes Justice Complex
25 West Market Street
P.O. Box 037
Trenton, New Jersey 08625-0037

Re: **IN RE ROBERTO A. RIVERA-SOTO, A JUSTICE OF THE SUPREME COURT**
Docket No. ACJC-2007-097

Dear Committee Members:

I deeply regret that my actions in defense of my son have raised questions about my integrity, and have created the potential to undermine the public's trust and confidence in the Court.

My actions -- including my requests that the matter be handled in the ordinary course and how I could be contacted during regular business hours -- were intended to belie any possible allegations of preferential treatment. In hindsight, I realize that some of these actions have had the effect of creating the appearance of impropriety. Although I took those actions with innocent intent, I underestimated the capacity that my position has to influence others. That potential to influence, even if unintended, counsels that I should have refrained from any actions that might raise an appearance of impropriety.

Please let me assure you that at no time did I intend to use my office to influence anyone; those who know me well will attest that I would never use my position for any personal gain or advantage. In this instance, I was not, and never was, interested in revenge or retribution. I simply and repeatedly sought a straightforward goal: that my son be left alone. Consonant with that goal, I agreed to resolve the matter as I did -- with an adjournment in contemplation of dismissal if no further incidents occurred prior to the other student's June 2007 high school graduation.

For my actions, and the effect they may have had, I am profoundly sorry. As a result, and based on my desire to prevent any further harm to the Court's reputation, I wish to waive a formal hearing, and I am willing to submit the matter to the Committee.

Respectfully submitted,



Roberto A. Rivera-Soto

cc: Bruce P. McMoran, Esq.

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SUPREME COURT OF NEW JERSEY
ADVISORY COMMITTEE ON
JUDICIAL CONDUCT
DOCKET NO: ACJC 2007-097

IN THE MATTER OF :

ROBERTO RIVERA-SOTO :
JUSTICE OF THE SUPREME COURT :

STIPULATIONS

The undersigned Disciplinary Counsel to the Advisory Committee on Judicial Conduct (the "Committee") and the Honorable Roberto Rivera-Soto, Associate Justice, hereby enter into this Stipulation:

1. The parties are satisfied to have this matter determined on the record, which includes, but is not limited to, the transcripts and/or statements of the various witnesses interviewed during the Committee's investigation, including the Certifications of Detective Sergeant Gary Pearce and Acting Camden County Prosecutor James Lynch, the transcript of the Committee's interview of the Respondent, and the file of the Camden County Superior Court, Family Part.

2. Respondent shall have the opportunity to file a certified or other statement in lieu of formal testimony, which will become part of the record considered by the Committee.

3. The Committee shall receive and consider all written materials as expressed in the foregoing paragraphs in lieu of testimony and, based on such record, this matter will be determined without a testimonial hearing.



CANDACE MOODY, ESQ.
Advisory Committee on Judicial Conduct

DATED: ~~May~~ ^{June} 1, 2007



BRUCE P. McMORAN, ESQ.
Attorney for Respondent, Roberto Rivera-Soto

DATED: May 31, 2007