

APPENDIX G

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

COMMISSION ON JUDICIAL CONDUCT
COMMISSION COMPLAINT NUMBER 2019-27

RESPONSE TO FORMAL CHARGES

In response to the Formal Charges issued by the Commission, Judge Paul M. Sushchik responds as follows:

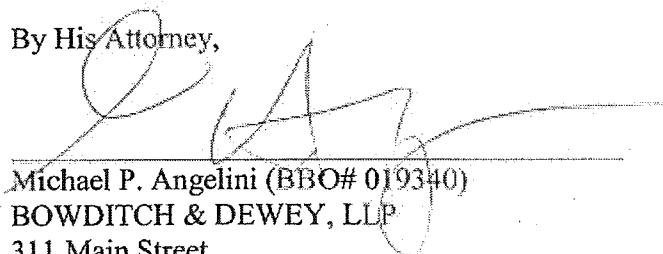
- A. Judge Sushchik admits the allegations of Paragraph A of the Formal Charges;
- B. As to the Paragraph B allegations, Judge Sushchik has no personal knowledge as to the details of Ms. Deines' employment or her length of service and therefore neither admits nor denies same. He admits that Ms. Deines attended at least some part of the two-day judicial conference held on April 25 and April 26, 2019 and that he attended that conference. He denies the remaining allegations of Paragraph B;
- C. As to the Paragraph C allegations, Judge Sushchik has no knowledge as to whether Ms. Deines attended the dinner which began at approximately 7 p.m. on April 25, 2019. He admits that he did so, that Ms. Deines was present at the Bayzo's Pub thereafter and that she sat at a bar height stool at a bar height table. Judge Sushchik also admits that she was present there with other persons for some part of the evening. He denies the remaining allegations of Paragraph C;
- D. As to the Paragraph D allegations, Judge Sushchik admits that at some time that evening he approached the table at Bayzo's Pub where Ms. Deines was seated. He admits that at some point that evening he walked in the area behind Ms. Deines. He denies the remaining the allegations of Paragraph D.1.

- D.2 Judge Sushchyk denies that he had any physical contact whatsoever with any part of Ms. Deines' body that evening, and specifically denies the allegations of Paragraph D.2.
- D.3 Judge Sushchyk denies all of the allegations of Paragraph D.3.
- D.4 Judge Sushchyk denies all of the allegations of Paragraph D.4.
- D.5 Judge Sushchyk acknowledges that at some time that evening he spoke with Ms. Patsos. He denies the remaining allegations of Paragraph D.5 and denies each and every alleged violation of the Massachusetts Code of Judicial Conduct (Supreme Judicial Court Rule 3:09).

Respectfully Submitted,

HON. PAUL M. SUSHCHYK

By His Attorney,



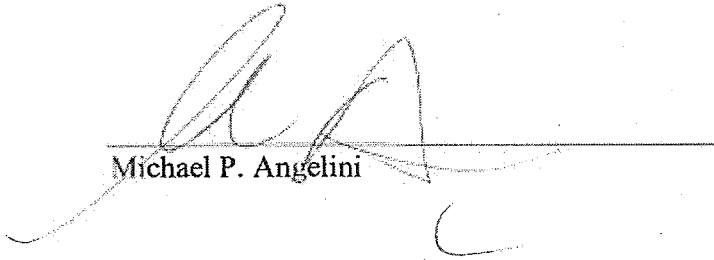
Michael P. Angelini (BBO# 019340)
BOWDITCH & DEWEY, LLP
311 Main Street
P.O. Box 15156
Worcester, MA 01615-0156
Telephone: 508-926-3400
Facsimile: 508-798-3537
E-mail: mangelini@bowditch.com

Date: February 24, 2020

CERTIFICATE OF SERVICE

I, Michael P. Angelini, hereby certify that I have served a copy of the foregoing on the following by facsimile and mailing same, postage prepaid, this 24th day of February 2020, to:

Mr. Howard D. Neff, III
Commission on Judicial Conduct
11 Beacon Street, Suite 525
Boston, MA 02108


Michael P. Angelini