

**Before the
Indiana Commission on Judicial Qualifications**

IN THE MATTER OF)	
)	
THE INVESTIGATION OF)	
)	
THE HONORABLE)	
)	QC# 02-14-005
JERRY F. JACOBI)	
)	
JUDGE OF THE)	
)	
CLARK CIRCUIT COURT 2)	

**STIPULATION AND AGREEMENT FOR RESOLUTION
OF INVESTIGATION**

The following is hereby stipulated and agreed to between the Indiana Commission on Judicial Qualifications (“Commission”) and the Honorable Jerry F. Jacobi.

1. Jerry F. Jacobi was elected as Judge of Clark Circuit Court 2 in November 2008, commencing that term on January 1, 2009. He was defeated in the primary election in May 2014. His term expired on December 31, 2014.

2. Judge Jacobi served in the Clark Circuit Court 2 from 2009-2014; as Senior Judge from 2007-2008; as Judge in the Clark Superior Court 1 from 1995-2006; as Prosecuting Attorney in Clark County from 1983-1989; and as Indiana Consumer Counselor from 1989-1991. Judge Jacobi has a 32-year history of public service, having been elected as Judge in Clark County three times, elected twice as Prosecutor, and appointed as Senior Judge and Indiana Consumer Counselor.

3. Judge Jacobi was apprised by the Commission in February 2014 that it was investigating allegations that Judge Jacobi violated the Code of Judicial Conduct related to his conduct and supervision of the Clark County Drug Court Program. In particular, the Commission was investigating whether he 1) failed to supervise or train court staff responsible for monitoring cases of drug court participants who were awaiting placement in treatment facilities after serving sanctions for rule violations, which resulted in some drug court participants unnecessarily spending additional time in jail, in violation of Rules 1.2, 2.5(A) and 2.12(A) of the Code of Judicial Conduct; 2) failed to advise drug court participants that they had the right to an attorney before admitting to the violation of any drug court rule which could result in the deprivation of liberty, in violation of Rules 1.1, 1.2, and 2.6(A) of the Code of Judicial Conduct, 3) failed to supervise or train drug court employees about the limitations on their legal authority to detain drug court participants, which resulted in some drug court participants being unlawfully detained by drug court employees, in violation of Rules 1.2, 2.5(A), and 2.12(A) of the Code of Judicial Conduct, 4) and permitted a practice in which initial hearings on alleged drug court rule violations, work release violations, or crimes were not immediately scheduled after drug court participants/defendants were arrested on warrants, in violation of Rules 1.1, 1.2, 2.5(A), and 2.12(A) of the Code of Judicial Conduct.

4. Judge Jacobi affirms that he will not seek nor accept judicial office at any time in the future and that he is not currently serving in any judicial capacity.

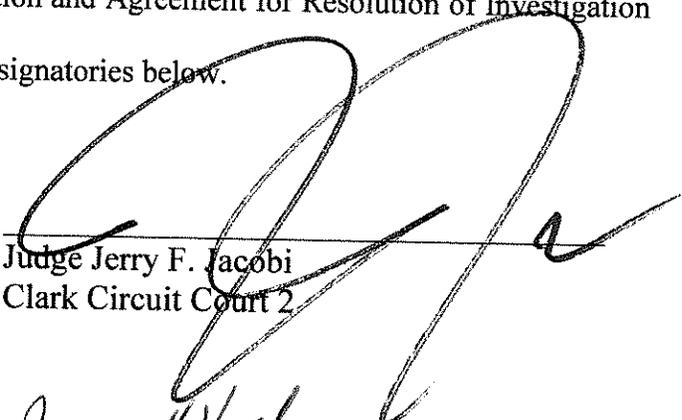
5. In exchange, the Commission agrees to conclude its investigation of the matter without further proceedings. As the Commission had not completed its investigation of this matter, it makes no commentary about whether Judge Jacobi engaged in any conduct which violated the Code of Judicial Conduct.

6. Judge Jacobi understands that should he hold any judicial position at any time in the future, including serving as a judge *pro tempore*, the Commission's investigation against him will be revived and the matter will proceed.

7. The Commission recognizes the following mitigating circumstance in support of this Stipulation and Agreement -- Judge Jacobi, court personnel, and legal counsel cooperated fully with the Commission's investigation.

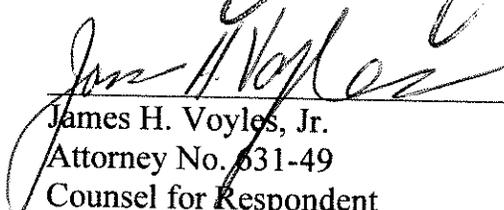
8. Judge Jacobi waives confidentiality as provided by Admission and Discipline Rule 25VIII(B)(1)(a) to the extent that this Stipulation and Agreement for Resolution of Investigation will be made public upon being signed by the signatories below.

3-04-15
DATE



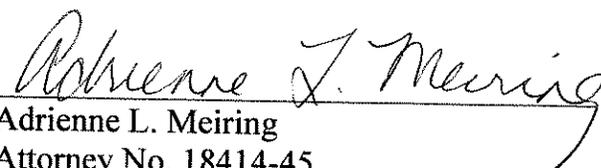
Judge Jerry F. Jacobi
Clark Circuit Court 2

3/9/15
DATE



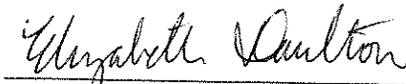
James H. Voyles, Jr.
Attorney No. 631-49
Counsel for Respondent

3/12/15
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Adrienne L. Meiring
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3/12/15
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