

**IN THE SUPREME COURT OF THE
STATE OF FLORIDA**

**INQUIRY CONCERNING A
JUDGE, NO. 07-417,
MARY JANE HENDERSON**

FILED
THOMAS D. HALL
2009 AUG -6 A 10: 41
CLERK, SUPREME COURT
SC09-1416
BY _____

FINDINGS AND RECOMMENDATION OF DISCIPLINE

The Florida Judicial Qualifications Commission (the “JQC”) served a Notice of Investigation on Volusia County Judge Mary Jane Henderson pursuant to Rule 6(b) of the Florida Judicial Qualification Commission Rules. This inquiry culminated with the Notice of Formal Charges and Stipulation that are being filed concurrently with these Findings and Recommendations.

The Investigative Panel of the Commission has now entered into a Stipulation with Judge Henderson in which Judge Henderson admits that her conduct, while well intentioned, created an appearance of impropriety in appearing to lend her judicial office to advance a private interest, thus demeaning the office. This conduct violated Canons 1, 2A, and 2B and 5A of the Code of Judicial Conduct, as set forth in the Stipulation submitted herewith.

Judge Henderson has admitted the foregoing, accepts full responsibility, and acknowledges that such conduct should not have occurred. Judge Henderson now recognizes that behavior was inappropriate and has undertaken steps to prevent their reoccurrence.

The Judicial Qualifications Commission has concluded that while the judge's conduct was misguided, it was not ill intentioned. Accordingly, the Commission therefore finds and recommends that in the interests of justice, the public welfare and sound judicial administration will be well served by a public reprimand of Judge Henderson.

DATED this 5th day of August, 2009.

Respectfully submitted,



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