

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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nothing about it. This that I'm reading comes from pages 440 and 441 of that decision. "Respondent", oh this is...the respondent is Empson. One of the women who filed a complaint, I meant who had a complaint against him, her last name was Everts, E-v-e-r-t-s. "Respondent questioned Everts regarding her view of premarital sex on at least two occasions. The first occurred when respondent was in Alliance, presiding over legal matters." The respondent is Judge Empson. "During a conversation in the clerk's office, respondent informed Everts that the county attorney wanted to have a baby without being married. Respondent asked Everts if she agreed with this, and she responded, no. Respondent then asked Everts if she was making her boyfriend wait. Everts testified that respondent was referring to having sex with her boyfriend prior to their marriage. This comment embarrassed her. Respondent does not recall the conversation, but does not deny that it took place, noting that he had talked to her about remaining chaste and pure." He's talking about chastity and purity, with his wicked self? "The second incident occurred at the courthouse in Chadron, Nebraska, on March 9, 1994. Everts, working for Judge Silverman at that time, traveled to Chadron to report a legal proceeding. After the case was concluded," and this is the one that involves another judge who witnessed it and did nothing. "During this discussion respondent asked Everts if she was making her fiancée wait until they were married. Everts interpreted the respondents remark as inquiring whether she was engaging in premarital sex with her boyfriend. Everts testified she did not respond to the question and was humiliated because respondent made the comment in front of others. Judge Silverman", the other judge, "testified that he was present that day and overheard respondent ask Everts if she was keeping herself for her boyfriend until they were married. Judge Silverman interpreted this question as one dealing with premarital sex"...

SENATOR COORDSEN: One minute.

SENATOR CHAMBERS: ..."between Everts and her boyfriend. According to Judge Silverman, Everts were filled with tears on the drive back to Alliance, and she asked why he did not do anything when respondent made the comment. When asked what his reaction to respondent's comment was, Judge Silverman answered,