## State of Arizona COMMISSION ON JUDICIAL CONDUCT

	Disposition of Complaint 08-043		
Complainant:	N	lo.	1328500221A
Judge:	N	Ю.	1328500221B

## ORDER

The commission reviewed the complaint filed in this matter and did not find clear and convincing evidence that the judge committed misconduct. The commission did, however send the judge a letter commenting on his conduct.

The complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: July 14, 2008.

FOR THE COMMISSION

\s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on July 14, 2008.

This order may not be used as a basis for disqualification of a judge.

## Complaint against Judge

Date:	February 19, 2008			
On the Constable is clearly mark Vehicles Only		had parked his personal vehicle in . The space eserved for Constables and Marked Police		
there because	Constable designated parking s	Office and advised him that he was space told me that he parked additional court parking area because he did moved his vehicle after I asked him		
Latter this same day I was exiting the court building when I observed parked in the Constable designated parking area. I was able to contact the owner of the Her name was and she was a private process server. I asked her to move her vehicle as it was parked in a designated parking space reserved for Constables.  explained to me that Judge had given her permission to park in the Constable designated parking area. Court staff was present during this conversation. I told that if there were any complaints about this issue Judge should contact I explained to that her vehicle was subject to towing if it were not moved. moved her vehicle as requested.				
On Tuesday, having a conv looked in my standing.	ersation by the security window direction and motioned for me	I noticed and Judge wat the court. At this time Judge to step over to where he and were		
Judge members. He designated par	told me that he had given	presence of and several court staff permission to park in the Constable only one that he had given permission to.		
designated for Judge	<ul> <li>Constables and marked police</li> </ul>	e parking spaces are clearly marked and vehicles.  d her that it was okay to continue parking in that if she continued to disregard my		

then stated to me that "you are only a deputy constable". I replied that I

then

then with a raised voice stated to me "let's see you give me a ticket

was a peace officer who can issue citations, arrest and have vehicles towed.

when I go park my vehicle in the constable parking space". Judge

request, her vehicle would be towed.

walked away waving his hands and arms.

## CJC-08-043

I then went to the Constable's office and explained to

as to what had just occurred. We both then went out into the court area in order locate Judge

met Judge

who appeared very angry, and when

if they could talk, the Judge indicated to us to come back to his office. As the Judge was leading us toward his office through the court staff area Judge yelled out, referring to me "he's a frickin moron". This comment was heard by and court staff member

Once and I entered the Judge's office, the Judge looked at me, and yelled at the top of his voice "get out, get out of here". I observed Judge face to be very red and his eyes were watery. I explained to Judge that I thought that he wanted both and me to come back to his office. Judge proceeded to scream out at me "get out" pointing his finger at the door. then told me that it was ok and that he would talk to the Judge. I then exited the Judge's office.

I believe that Judge statements and demeanor were provocative and unprofessional. Contrary to professional standards.