

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

---

Disposition of Complaint 12-174

---

Complainant: No. 1445210016A

Judge: No. 1445210016B

---

**ORDER**

The complainant alleged that a justice of the peace was biased and intentionally ignored the law.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After review, the commission decided to dismiss this matter with a private warning urging the judge to remember his obligations under Rules 1.1 and 1.2 of the Code of Judicial Conduct. The case is dismissed pursuant to Rules 16(b) and 23(a).

Dated: August 20, 2012.

FOR THE COMMISSION

/s/ Louis Dominguez

---

Louis Frank Dominguez  
Commission Chair

Copies of this order were mailed to the complainant and the judge on August 20, 2012.

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

**CONFIDENTIAL**

State of Arizona  
Commission on Judicial Conduct  
1501 W. Washington Street, Suite 229  
Phoenix, Arizona 85007

**FOR OFFICE USE ONLY**

**2012-174**

**COMPLAINT AGAINST A JUDGE**

**Your name:** \_\_\_\_\_ **Judge's name:** \_\_\_\_\_ **Date:** 06/21/12

**Instructions:** You can use this form or plain paper of the same size to file a complaint. Please describe in your own words what the judge did that you believe constitutes judicial misconduct. Be specific and list all of the names, dates, times and places that will help us understand your concerns. You may attach additional pages but not original court documents. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

On 8/15/11 the Justice dismissed the matter in case J403CV  
with prejudice in favor of Defendant and each party to bear their own  
attorney's fees and costs. Defendant filed an appeal within the time for  
appeal as to the award of attorney's fees and costs. On February 27, 2012  
the appeals court entered an order remanding the case to the Justice  
court for a determination of the reasonable amount of fees pursuant to  
A.R.S. §12-341.01(A). The Justice court on March 1, 2012, in what appears  
to be a minute entry advocating for the Plaintiff, an order again denying  
Defendants' attorney fees despite the ruling by the Appeals Court. Again  
Defendants' filed an appeal. On May 21, 2012 the Appeals Court again  
remanded the case to the Justice court for a determination of reasonable  
attorney's fees for the Defendant. On June 18, 2012 the Justice court,  
in an apparent disregard for the Appeals Court order, again stated that  
each party to bear their own attorney's fees and costs. This would appear  
to be contrary to TWO rulings by the Appeals Court. (appeal case number  
CV \_\_\_\_\_) (See attached minute entries)  
It would appear from the minute entries by the Justice court that he is  
advocating and representing Plaintiff in this case and is defying the  
rulings by the Appeals Court.

*(Attach additional sheets as needed)*