

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 13-138

Judge:	No. 1096514692A
Complainant:	No. 1096514692B

ORDER

The complainant alleged his criminal defense attorney communicated with the commissioner without his permission.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the commissioner 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 reviewing the information provided by the complainant and court records, the commission found no evidence of ethical misconduct and concluded that the commissioner did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: July 3, 2013.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and commissioner on July 3, 2013.

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

2013-138

COMPLAINT AGAINST A JUDGE

Your Name:

Judge's Name:

Date: 05-27-2013

Instructions: Describe in your own words what the judge did that you believe constitutes misconduct. Please provide all of the important names, dates, times, and places related to your complaint. You can use this form or plain paper of the same size to explain your complaint, and you may attach additional pages. Do not write on the back of any page. You may attach copies of any documents you believe will help us understand your complaint.

On May 14, 2013 Commissioner _____ discussed with my attorney _____ regarding an affidavit I intended to give her out of the courtroom proper, against my consent and without me knowing. At that time _____ and Commissioner _____ agreed she would not accept the affidavit. This is a totally unreasonable and unethical action on both their parts as it violated attorney client privilege and Commissioner's oath to be an unbiased, impartial Judge and to administer fair justice. Her subsequent acts on the same date and on May 22, 2013 continued along the same unethical practices.

It is my understand that a Judge is the moderator of the Court to ensure both sides are acting with honor and ethically during court proceedings, not to make decisions behind closed doors with Attorneys as to how they would proceed in open court