

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 14-270

Judge:

Complainant:

ORDER

A superior court commissioner self-reported a delayed ruling.

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 review, the commission found no evidence of ethical misconduct and concluded that the commissioner did not violate the Code in this case. Accordingly, the commission's file in this matter is closed, pursuant to Rules 16(a) and 23.

Dated: September 23, 2014

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

A copy of this order was mailed
to the commissioner on September 23, 2014.

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

2014-270

Hon. Luis Frank Dominguez, Chair
Commission on Judicial Conduct
1501 West Washington, Suite 229
Phoenix, Arizona 85007

RE: Self-reporting of breach of Judicial Code

Dear Judge Dominguez:

I am self-reporting a breach of the Code of Judicial Ethics. I certified on [redacted] that I had no matters under advisement for more than 60 days (copy enclosed). I took a case under advisement on [redacted], requiring a ruling by [redacted]. Unfortunately, [redacted] inadvertently logged the due date on our Under Advisement Log as [redacted], and I failed to notice the error. I issued the Under Advisement Ruling on [redacted] (copy enclosed).

As the result of this issue, my [redacted] and I have reviewed the cases that are currently under advisement to be certain that our calendaring system reflects the correct due dates. We will continue to do so with all future cases that are taken under advisement.

We will continue to follow our current procedure, which is as follows:

1. My [redacted] logs the due dates on our Under Advisement Log, and [redacted] also logs the completion dates of Under Advisement Rulings on that log;
2. My [redacted] emails the log to me each time [redacted] revises it with due dates and/or completion dates; and
3. A list of all cases currently Under Advisement and their due dates is printed from the log and clearly posted in my chambers, which we both review weekly, if not daily.

I respectfully beg the pardon of the Commission for the breach of my judicial/ethical responsibility. Thank you for your consideration.

Sincerely,

Enclosures