

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 15-035

Judge:

Complainant:

ORDER

The complainant alleged a justice of the peace made improper rulings in an extradition proceeding.

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.

The commission does not have jurisdiction to review the legal sufficiency of the judge's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23.

Dated: March 4, 2015

FOR THE COMMISSION

/s/ George A. Riemer

George A. Riemer
Executive Director

Copies of this order were mailed
to the complainant and the judge
on March 4, 2015.

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

2015-035

COMPLAINT AGAINST A JUDGE**Name:****Judge's Name:**

Instructions: Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

My wife is being held in _____ county adult detention center. When she was arrest on a warrant from _____ state, here in _____ AZ, on the _____ on _____ we were informed that she would be seen in front of a judge on the _____ of _____ at _____ and that we could witness at that time. She was seen at _____ but we weren't allow to enter the viewing area til _____ after the judge had read her the charges. _____ my Wife, ask for an attorney at that time and was informed by him that one would be appointed at a later time. My wife has _____ and isn't aware of up to _____ at a time during a _____ She was set on _____ to see Judge _____ at _____ We arrived at the proceedings were during the proceeding we were all instructed that we aren't allowed to make contact with her or speak at all during the court process. I witnessed her having a seizure while he was asking her if she was going to wave extradition or fight it at which point she asked for an attorney and the Judge stated she is not entitled to an attorney til she is extradite and asked her to sign either document. She signed for fighting extradition and asked again an attorney to be appointed and was told he already addressed that issue. She was given no bond, and instructed she would remain in custody til the status hearing on the _____ of _____ I feel she is being unjustly treated and weld according to

ARS.'s and will list them on this letter.

She has a warrant out of _____ hat states Interfering with custody, but The the court here in _____ says its for kidnapping I retained an attorney in _____ to work this out on their end whom has stated that even the office in charge of the warrant in _____ say that the warrant in question states interfering with custody not kidnapping. My attorney also stated that there isn't a case in reference to these allegation in any _____ court just a warrant from a local _____ and that there wasn't a case to file any motions again at this time.

Under the listed ARS's herein stated that she could receive bond, and has the right to legal representation if requested even on an _____ warrant.the Warrant in _____ stated interfering with child custody with _____ bond and that isn't what's being allowed by the judge.

ARS. 13-3850 ARS. 13-3855 ARS. 13-3856

I have made attempts to discuss this with the county administration here in _____ and received a call back from the victim's right advocate where I was informed they have done nothing wrong and the judge only has to go by the ARS for his decision on bond which they said they are following

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2015-035

COMPLAINT AGAINST A JUDGE

Name:

Judge's Name:

Instructions: Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

I was told they followed it to the letter and that I am wrong and interpreting the ARS for the Uniform Extradition Act improperly

I have spoke with several different agency, and tried to bring the mistakes made with the action in this court to the county and

no attempts were made to remedy the mistakes and actions I have tried to address. I request that these actions be investigated so as not to

allowed to happen in the future to any other defendants or persons set before this judge or court in Arizona

I have also been informed that the Prosecutor told to Tell me that my wife isn't entitled to legal representation because

fugitive warrants in county are charged as a civil violation code not criminal code so she isn't entitled to have an attorney during her proceedings

Like the Judge had told here. Law enforcement informed me that my wife's code is a criminal code violation not a civil one like said the county

Prosecutor stated. Even though she asked for an attorney in court the judge stated she didn't get one in Arizona

and that one couldn't help her in the matter before the court that day if she had one.