

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 15-134

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Judge:

Complainant:

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**ORDER**

The complainant alleged a civil traffic hearing officer prejudged her client's case and failed to follow the law and rules of procedure.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the hearing officer 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 hearing officer did not violate the Code in this case. The commission approved sending the hearing officer an advisory letter that he familiarize himself with the Rules of Procedure in Civil Traffic and Civil Boating Violation Cases and continue with hearing officer training. The complaint is dismissed pursuant to Rules 16(b) and 23(a).

Dated: September 25, 2015

FOR THE COMMISSION

/s/ Louis Frank Dominguez

Hon. Louis Frank Dominguez  
Commission Chair

Copies of this order were mailed  
to the complainant and the hearing officer  
on September 25, 2015.

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

I understand the commission cannot reverse court orders or assign a new judge to a case.

I declare, under penalty of perjury, that the foregoing information and the facts I have provided upon which my allegations of judicial misconduct are based are true and correct.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

### INSTRUCTIONS

Use the following space or plain paper of the same size to explain your complaint. Explain why you believe what the judge did constitutes judicial misconduct. Be specific and list the names, dates, times, and places relevant to your allegations. Additional pages may be used and relevant copies of documents may be sent with your complaint (please do not send original documents). Use one side of each page only and write legibly or type your complaint. Please keep a copy of your complaint for your records.

On \_\_\_\_\_ presided over a civil traffic case at \_\_\_\_\_ made a ruling of \_\_\_\_\_ after \_\_\_\_\_ made a motion to prevent \_\_\_\_\_ of the State's witnesses from testifying. The \_\_\_\_\_ made the ruling of \_\_\_\_\_ even though the State had not finished their case and the defendant had not presented any defense. \_\_\_\_\_ tried to explain that the court " \_\_\_\_\_ do that and the \_\_\_\_\_ said " \_\_\_\_\_ " \_\_\_\_\_ pointed out that if the court was denying her motion then she thought it was appropriate to allow the state to complete there case before she put on her defense. It was obvious that the \_\_\_\_\_ was confused and did not understand what exactly was going on in the proceedings. He still found the defendant \_\_\_\_\_ and \_\_\_\_\_ filed a motion with the Presiding Judge, \_\_\_\_\_ to please review the transcript of the case due to the seriousness of the actions of the \_\_\_\_\_, and the request was denied so \_\_\_\_\_ filed an appeal.

This case stemmed from a \_\_\_\_\_ using an airplane to clock speeds and a unit on the freeway access road to pull them over. In this case, the first officer said \_\_\_\_\_, and the 2nd officer had a \_\_\_\_\_ that said it was a \_\_\_\_\_ and the 3rd officer had to admit he was \_\_\_\_\_. Later, the Defendant was found \_\_\_\_\_ for the \_\_\_\_\_ time that day.

I ask that you review this complaint and the attached copy of the Appellant's Appeal Memorandum to get a picture of the hearing. I also have a copy of the CD from that day if the commission would like to review it.