

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

---

Disposition of Complaint 16-148

---

Judge:

Complainant:

---

**ORDER**

The complainant alleged a superior court judge improperly remained on a criminal case after a notice of change of judge was filed and made improper rulings.

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The notice of change of judge was withdrawn by the complainant's counsel. 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(a).

Commission member Peter J. Eckerstrom did not participate in the consideration of this matter.

Dated: July 14, 2016

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 July 14, 2016.

*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**

2016-148

**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.

Notice of change of judge was filed under  
rule 10.2, 10.6  
remained on case  
in violation of Rule 10.6

The defendant's present was waived without  
the consent of the defendant, in violation of  
rule 9.1

During a case management the defendant  
tried to explain to the judge the conflicts  
occurring with his attorney and him.  
the judge would not  
hear out in violation of 2.6

The judge failed to honor ARS 13-3553  
Section A Paragraph B. Seal of visual  
depiction of a minor admitted into evidence.

The judge refused to make a ruling on  
a motion filed by the defendant.