

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 17-204

Judge:

Complainant:

ORDER

The complainant alleged a pro tem municipal court judge made procedural irregularities in a criminal matter, was biased against her, did not afford her a fair trial, and interfered with her right to an appeal.

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(a).

Commission members Roger D. Barton, Peter J. Eckerstrom, Art Hinshaw and Diane M. Johnsen did not participate in the consideration of this matter.

Dated: November 8, 2017

FOR THE COMMISSION

/s/ Margaret H. Downie

Margaret H. Downie
Executive Director

Copies of this order were distributed to all appropriate persons on November 8, 2017.

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

COMPLAINT AGAINST A JUDGE

Name: [REDACTED]

Judge's Name [REDACTED]

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.

On [REDACTED] convicted
[REDACTED] the within [REDACTED] she
declared a mistrial. [REDACTED] filed
a motion to dismiss based on double jeopardy.
[REDACTED] denied request and introduced
a new charge that was SAISE. The new
charge came after the judge denied my
request to dismiss. The new charge was
[REDACTED] when there is a police
report showing a [REDACTED] by which
was allowed by the court and police.
On [REDACTED]
Judge [REDACTED] is incapable of
giving a fair trial due to bias and
personal feelings in regards to this case.
Judge [REDACTED] also reversed the sentence for
the [REDACTED] time [REDACTED] after initial
decision revoking my right to an
appeal which can only be done [REDACTED] after

COMPLAINT AGAINST A JUDGE

Name: [redacted] Judge's Name: [redacted]

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.

Trial judgement. Judge [redacted] had already previously presided over matter in another court which was grounds for disqualification. Instead judge [redacted] reset the verdict for a [redacted] and sets a date for sentencing when I still have a trial date for [redacted]. This violates my right to a fair trial.

Judge [redacted] also refused to comply with motion to compel evidence. He refuses to force prosecution to [redacted] and police video. which proves that this charge is false.

- ① Judicial misconduct committed - Bias, prejudice
- ② Rule 2.5 - Competence, Diligence.
- ③ Violation of Fundamental Rights