

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 18-063

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Judge:

Complainant:

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**ORDER**

The complainant alleged a superior court commissioner improperly ordered him to pay excessive attorney's fees in a guardianship proceeding.

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.

The commission does not have jurisdiction to review the legal sufficiency of the commissioner's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the commissioner 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: April 19, 2018

FOR THE COMMISSION

/s/ Margaret H. Downie

Margaret H. Downie  
Executive Director

Copies of this order were distributed to all appropriate persons on April 19, 2018.

*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****2018-063****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 TRULY BELIEVE THE COMMISSIONER DID NOT  
TAKE INTO CONSIDERATION THE FACT THAT I AND  
I ALONE WAS TAKING GOOD CARE OF  
OVER OUR MARRIAGE. HE DID NOT  
TAKE INTO CONSIDERATION THE FACT THAT  
IT WAS MY ATTORNEY'S FAULT THAT MY WIFE'S  
MEDICAL REPORT WAS NOT RECEIVED IN TIME  
AND HE THEREFORE ORDERED ANOTHER COURT  
HEARING. HE NEVER CONSIDERED WHY I WAS  
ATTEMPTING TO ACCESS MY WIFE'S IRA. HE  
DID NOT APPEAR TO BE INTERESTED IN  
THIS CASE AT ALL. HE DIDN'T TAKE INTO  
CONSIDERATION THE COST TO MY WIFE AND  
I. HE ONLY INSTRUTED ME TO FILE WRITTEN  
OBJECTIONS TO PETITION FOR  
ATTORNEY FEES WHEN I APPEARED TO OBJECT  
PERSONALLY ON TO THIS PETITION.  
HE NEVER ADVISED ME THAT I WOULD BE  
RESPONSIBLE FOR FEES. HE  
DID NOT TAKE INTO CONSIDERATION THAT MY  
WIFE'S FUTURE CARE WOULD BE TAKEN CARE  
OF WITH A SURVIVOR BENEFIT PLAN (SBP)  
PROVIDED BY THE  
WHILE I WAS A MEMBER OF THE

Phoenix, Arizona 85007

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**Name:** \_\_\_\_\_ **Judge's Name:** \_\_\_\_\_

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