

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-340

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge was biased against him and made improper evidentiary rulings in a criminal matter.

The responsibility of the Commission on Judicial Conduct is to impartially determine if a judicial 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.

The commission does not have jurisdiction to review the legal sufficiency of a judicial officer's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judicial officer 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 Gus Aragón did not participate in the consideration of this matter.

Dated: February 27, 2019

Copies of this order were distributed to all appropriate persons on February 27, 2019.

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

CONFIDENTIAL

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

FOR OFFICE USE ONLY

2018-340

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.

On my lawyer filed a motion for 'frank
to preclude state's. from testifying his opinions
and says that he plotted for my petitioner's cell phone number use.
The state did not reply to motion, the Judge changed my whole
motion into a 'hearing' which was not the case! The
Judge then said we were allowed to offer problems from
Representative as well as Det! - and from my defense
expert. State's expert Agent testified; then
I petitioner was prepared to cross-examine the Judge
redirected us and issue a discovery issue and gave the
state a to disclose the discovery. The state did not and
the later the did and he ruled the discovery issues had
been resolved and that the issues would be addressed.
The we thought we was gonna continue the the
hearing so me the defense could cross examine the state's expert and
the court/Judge made a preliminary ruling denying Petitioner's
motion to preclude expert testimony. Then I filed motion to reconsider
and the Judge denied! Judge has been bias thru out this
whole case - since taken over case in has been nothing but in favor
of state! He allows the state to do what she wants allows her to pass
court order deadlines - I was in from to and
he precluded cross but allowed the maps that was made from the court which
is against rules his totally bias and does whatever the state allows!! I hope
my complaint is reviewed properly and you see all the violations he's
committed! Thank you respectfully.