

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 18-374

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Judge:

Complainant:

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**ORDER**

The Complainant alleged a superior court judge failed to sentence him and allowed perjured testimony at trial.

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).

Dated: April 10, 2019

Copies of this order were distributed to all appropriate persons on April 10, 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

2018-374

**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.

Honorable Judge, on or about the \_\_\_\_\_ of \_\_\_\_\_, failed to sentence defendant on counts of furnishing harmful materials to a minor, therefore violating his due process rights to appeal. Defendant feels the state failed to sentence him, in order to gain a tactical advantage, and allowed sentencing manipulation, in order to allow the state to file a 404(c), and defendant was not allowed to appeal in a timely manner. The Honorable Judge allowed perjured testimony in the defendant's trial.

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