

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 06-022

Complainant: No. 1277500608A

Judge: No. 1277500608B

ORDER

A review of the complaint and the recording in this matter revealed no misconduct on the part of the judge. The commission found that the judge did not act unethically during the complainant's forcible detainer hearing.

The complaint is dismissed pursuant to Rule 16(a).

Dated: April 4, 2006.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on April 4, 2006.

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

STATEMENT OF FACTS

CJC-06-022

Instructions: Please use this form or plain paper of the same size to explain your complaint. In your own words, describe specifically what the judge did that you believe is misconduct. You should provide all of the important names, dates, times and places related to your complaint, but you do not need to cite the applicable canons of judicial conduct. Although you may attach additional pages, do not write on the back of any page. You may attach copies of any documents you feel will help us understand your complaint.

Your name

Judge's name:

Date: 10/19/05

[redacted] petitioned for forcible detainer after his daughter had not vacated his premises [redacted] after written mutual consent sent/received [redacted]. Court was at 4pm. The courtroom was closed to all persons until 3:50 pm. Upon entering, the defendant was already present. When asked of the bailiff, advised us that the defendant of the case had requested a persona council with the judge *pria* to court. She arrived *in* *pria* to court.

Our case was 5th on docket. We were taken 1st. The judge spoke solely with the defendant. Was told all utilities shut off on 1st and her and children without since. Child protective services had acquired children [redacted] and still detains. Asked [redacted] if had "Water" shut off. Defendant said utilities. Judge asked solely about "Water" having to have known the electric was back on. Advised Plaintiff would had water turned back and (he also pays) and looked at defendant and asked her if the [redacted] was okay for move out date.

The judge refused to hear any testimony from plaintiff what-so-ever. Agent (myself) attempts to present evidence of illegal residence but judge dismissed all and continued to speak directly to defendant with no regard to the plaintiff.

finished with a personal note how "We" the plaintiffs were not helping to bridge any gap in this family.

(Attach additional sheets as needed)

All of this took approximately 5-10 mins.