

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 06-135

Complainant: No. 0286210049A

Judge: No. 0286210049B

ORDER

The commission reviewed the complaint filed in this matter and found no ethical misconduct on the part of the judge.

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

Dated: September 15, 2006.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on September 15, 2006.

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

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

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CJC-06-135

COMPLAINT AGAINST A JUDGE

Your name: Judge's name: Date: May 17, 2006

Instructions: Describe in your own words what the judge did that you believe constitutes misconduct. Please provide all the important names, dates, times and places related to your complaint. You may attach copies of any documents you believe will help us understand your complaint.

I am filing this complaint against Justice of the Peace after attending a hearing in his courtroom and then appearing before him in a civil case the next day. It is my belief that his conduct, while I was attending his courtroom, as well as while my case was before him was handled in a rude, inconsiderate and unprofessional manner. After I left this courtroom my wife and I were discussing a matter between us when a DPS officer allegedly heard enough of our conversation to assume we were making deliberate negative assertions about his character and ability to perform his job in a fair and objective manner. This officer was wrong and his assumptions were wrong so for him to confront my wife and I, and make intimidating statements towards both of us, was extremely upsetting and unnecessary. Not only was this officer nearly out of control, but his supervising DPS officer also injected himself into the conversation, and caused the justice of the peace to tell us to get out of the building. As a result of these two police officers confronting us in the courthouse, and their yelling becoming so loud that an officer from Justice courtroom came out and told the officers to "keep the noise down" and we were instructed to leave the building by the judge. My wife and I felt that we were deliberately being harassed by these two DPS officers and that the justice of the peace did nothing to help us or assure us that we were safe in this public building.

I believe that this judge failed to maintain a courtroom or courthouse that allows individuals to feel safe and have the ability to discuss issues between themselves without the fear or threat that either DPS police officers, other officers, or court members would harass or tell

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them to leave a public building without justification. This justice of the peace should be investigated regarding the manner in which he handles cases, how he treats parties involved in case proceedings, how he appears to favor police officers, how he fails to take complete testimony, review facts and intimidates people appearing before him. Anyone who appears in any courtroom should be given every opportunity to present their facts and information to the court. The above named justice of the peace failed to allow this to happen. Additionally, I believe it is completely unacceptable for any police officer representing any agency from forcing their way into a conversation that does not concern them let alone allow them to cause such a problem that I am asked to leave a public courthouse. I believe the actions of this justice of the peace should be investigated for the good of future people coming before him.

Respectfully Submitted,

