

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 07-129

Complainant:	No. 1310010054A
Judge:	No. 1310010054B

ORDER

The Commission on Judicial Conduct reviewed the complaint filed in this matter and found no ethical misconduct on the part of the judge. Although his decision was controversial and widely reported by the press, there is no evidence that the judge violated the Code of Judicial Conduct. In the absence of bad faith or an abuse of judicial discretion, neither of which was present in this instance, the commission is prohibited from taking disciplinary action against judges for their decisions. Accordingly, the complaint is dismissed pursuant to Rule 23(a).

Dated: September 7, 2007.

FOR THE COMMISSION

/s/ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on September 7, 2007.

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

FOR OFFICE USE ONLY

CJC-07-129

COMPLAINT AGAINST A JUDGE

Your name: [] Judge's name: [] Date: []

Instructions: Describe in your own words what the judge did that you believe constitutes misconduct. Please provide all of the important names, dates, times and places related to your complaint. You can use this form or plain paper of the same size to explain your complaint, and you may attach additional pages. Do not write on the back of any page. You may attach copies of any documents you believe will help us understand your complaint.

1) MONDAY [] JUDGE [] STATED
TO THE [] HE DID NOT BELIEVE HE HAD
THE AUTHORITY TO OVERTHROW OR CHANGE A DECISION
OF A COMMISSIONER THAT THEY NEEDED TO SHOW
HIM THAT HE HAD THE ABILITY TO DO SO.

THURSDAY [] THE [] WITH COURT
DID THAT WITH COUNSEL.
QUESTION WITH DID JUDGE [] NOT KNOW
HIS JOB EMPOWERMENT, 4 DAY HAD PAST WHICH
GAVE [] THE ABILITY TO BE BAIL OUT.

2) ACCORDING TO [] ARTICLE IN
[] (SEE ATTACHED) JUDGE [] APPROVED
THE MEMO NOT TO INQUIRE INTO IMMIGRATION STATUS.
QUESTION - DOES JUDGE [] BELIEVE WE SHOULD
IGNORE THE PASSED LAW PROP 100.

QUESTION - WHY DID [] STOP DOWN TO
[] COURT FROM SUPERIOR COURT.

REQUEST INVESTIGATION AND DISMISSAL DUE TO
QUALIFICATION OF JOB KNOWLEDGE AND ETHICAL
PRACTICE.

(Attach additional sheets as needed)