

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 07-309

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Complainant: No. 1323810667A

Judge: No. 1323810667B

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**ORDER**

The commission reviewed the complaint and the courtroom recordings in this matter, and found no ethical misconduct on the part of the judge. Therefore, the complaint is dismissed pursuant to Rules 16(a) and 23(a).

Dated: March 27, 2008.

FOR THE COMMISSION

/s/ Keith Stott  
Executive Director

Copies of this order were mailed to the complainant and the judge on March 27, 2008.

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

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**VIA U.S. MAIL**

E. Keith Stott, Jr.  
Executive Director  
Commission on Judicial Conduct  
1501 W. Washington Street, Suite 229  
Phoenix, AZ 85007

Dear Mr. Stott:

I wish to file a complaint against Judge [redacted] for the manner in which he treated my daughter [redacted] while she was a juror in his court [redacted]

My daughter [redacted] was selected as a juror in the case of State of Arizona vs. [redacted]. The trial started in [redacted]. The jury began its deliberations on [redacted]. On the afternoon of [redacted] received a call from her place of summer employment [redacted]. The employer told her that two other [redacted] would be out the next day and that it was imperative that [redacted] be at work the next day.

[redacted] informed the bailiff that she needed to be at work the next day and could not continue to participate in deliberations. The bailiff acknowledges giving [redacted] permission to leave.

The next day, [redacted] did not appear for jury duty, Judge [redacted] issued an order to show cause and set a show cause hearing for [redacted]. The judge did this despite the bailiff's partial explanation. At the [redacted] hearing Judge [redacted] made intemperate

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remarks to \_\_\_\_\_ and stated facts he knew at the time to be incorrect. The bailiff made no attempt on \_\_\_\_\_ to correct those factual errors.

As a result of Judge \_\_\_\_\_ actions my daughter was subjected to an investigation and prosecution for contempt of court. Fortunately after interviews with the bailiff and Judge \_\_\_\_\_ it became apparent \_\_\_\_\_ did nothing wrong. It also became apparent that Judge \_\_\_\_\_ knew the facts of the case yet proceeded with an order to show cause investigation. His conduct toward \_\_\_\_\_ was strikingly similar to some of the complaints raised recently about Judge \_\_\_\_\_.

This investigation/prosecution has now been dropped by the Special Prosecutor, \_\_\_\_\_ and the judge assigned to hear the OSC, Honorable \_\_\_\_\_ My daughter had counsel throughout this investigation. Counsel's name is \_\_\_\_\_ at the law firm of \_\_\_\_\_. The representation of my daughter cost us thousands of dollars and created undue anguish and emotional distress in my family.

I wish the Commission on Judicial Conduct to investigate. My daughter, my wife and I as well as our counsel are willing to cooperate. Enclosed are appropriate and relevant transcripts and orders for your review.

Sincerely,