

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 08-226

Complainant: No. 0308110327A

Judge: No. 0308110327B

ORDER

The Commission on Judicial Conduct reviewed a self-reported incident involving delay, and found no wrongdoing on the part of the judge. Although a motion was ruled on after the applicable time limits had expired, the cause of the delay was a procedural problem within the court that the judge has since corrected.

The complaint is dismissed pursuant to Rules 16(a) and 23(a).

Dated: December 12, 2008

FOR THE COMMISSION

\s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on December 12, 2008.

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

CJC - 08 - 226

SEP 11 2008

September 8, 2008

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

Re: Self Reporting of Ruling Beyond 60-day Period

Dear Mr. Stotts:

I write to report that I inadvertently overlooked ruling on a pending Rule 32 matter within the sixty-day period allowed for members of the bench to rule.

Unfortunately, I overlooked ruling on this matter until it was brought to my attention by my judicial assistant this morning. My staff and I immediately set a hearing on the matter and filed the hearing notice this date. Attached is a copy of that notice.

To ensure that such inadvertence does not become a pattern, I have implemented a revised procedure wherein both my JAA, _____ and my law clerk, _____ calendar Rule 32 petitions for post-conviction relief as opposed to one staffer handling same. I also will endeavor to manage these cases better through more active, personal involvement.

Please do not hesitate to contact me should you be in need of anything further or have any additional questions.