

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 08-295

Complainant: No. 1349410465A

Judge: No. 1349410465B

ORDER

The commission reviewed the complaint filed in this matter and found no ethical misconduct on the part of the judge. The complainant raised a legal question regarding the jurisdiction of the court. Since the commission is not an appellate court and cannot change a judge's decisions, the complaint is dismissed pursuant to Rules 16(a) and 23.

Dated: January 9, 2009 .

FOR THE COMMISSION

 \s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on January 9, 2009.

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

November 17, 2008

the Judge awarded a judgment against me.

I filed a motion to vacate the judgment and had a hearing The motion was denied.

According to my knowledge, I don't feel the judge followed the law for the following reasons:

I was only given 1 days notice for my hearing I did not attend the hearing because I was given short notice and I did not want to risk losing my job. I received the letter Thursday evening, that my hearing date was Monday, I called the Court on Friday, I asked the clerk if I had to appear. She said nothing of filing an extension as the Judge suggested I should have done when I called the court

The lawsuit was filed in the wrong county. According to section 811 of the Fair Debt Credit Act the lawsuit has to be filed in the county where I signed for the credit card or where I currently reside. I have never lived in The court was notified of this when I filed my answer. This was ignored throughout the lawsuit. (see attached)

Section 809 of the Fair Debt Collection Act was violated. I explained to the Judge that I never received a letter from prior to the lawsuit. I was served a lawsuit in According to section 809 of the FDCA, a lawsuit is not communication in connection of any debt. (See attached.)

P.S. I did make 2 offers to settle this matter to before my hearing date, but they never responded.