

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 08-326

Complainant: No. 1352210099A

Judge: No. 1352210099B

ORDER

The commission reviewed the complaint filed in this matter and determined that the proper remedy was to dismiss the case and issue a private warning to the judge. Although the judge apologized to the complainant and her attorney, Canon 3B(4) requires a judge to be patient, dignified, and courteous at all times.

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

Dated: June 23, 2009.

FOR THE COMMISSION

\s\ William Brammer

J. William Brammer, Chair

Copies of this order were mailed to the complainant and the judge on June 23, 2009.

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

COMPLAINT AGAINST A JUDGE

The following is a short summary of my personal complaint against the Honorable
This stems from the proceedings in his courtroom on Monday
27 October 2008 in Arizona at 1:30 PM., as he
presided over Case #: . However, at the time of composing this, my
letter of complaint, the transcript for this case remains unavailable. I do not wish any
more time to lapse prior to my filing of this letter of complaint, to this office: the
State of Arizona Commission on Judicial Conduct.

To begin: During my attorney's () opening statement, the
opposing counsel, , interrupted her on a number of occasions. At no
time was he reprimanded or any judicial order given to cease these interruptions.
The Honorable Judge himself interrupted , as well, during her opening
statement. Professional courtesy, objectivity, and respect were not accorded to my
legal counsel. As a result, I feel that was unable to effectively present my
case in the proper professional forum that should have been her right. This less-
than-professional behavior set the tone for the balance of the proceedings, of this
particular court case.

I strongly feel that during and throughout to completion of this particular court
proceeding, the Honorable Judge , an elected, public official, acted with biased
and less-than-professional protocol and decorum. His constant belittling of my
counsel and me, as well as the opposing parties, was shocking and reprehensible.
For me, the ultimate insult came following a direct inquiry from the Honorable Judge
himself. I was unable to fully complete my response to him, as I was effectively and
totally interrupted by the Honorable Judge's biased, insinuating and derogatory
statement to: "Keep It Simple Sweetie!"

The professional code of conduct, duly expected from an appointed public officer of
the court, was essentially lacking. The intermittent verbal tirades exhibited by the
Honorable Judge did not, in any way, engender feelings of confidence that
my case would be heard or dealt with in a fair and just manner. His verbal outbursts

for me, only served to instill a sense of growing unease and dissatisfaction with the judicial process. I felt or sensed that regardless of whatever my counsel presented in his court (documentation, exhibits, and evidence); they would have been allowed only cursory presentation, if at all.

Summarily, I feel my counsel, _____ and I were not fully accorded due process during this particular judicial process.

Respectfully submitted By:

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C/C: ✓ *State of Arizona Commission on Judicial Conduct, 1501 West Washington Street, Suite #229, Phoenix, AZ 85007. Sent via USPS Certified Mailer #*

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File