

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 09-010

Complainant: No. 1353110398A

Judge: No. 1353110398B

ORDER

The commission reviewed the complaint filed in this matter, as well as the recording of the jury selection proceedings, and found no evidence of ethical misconduct on the part of the judge.

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

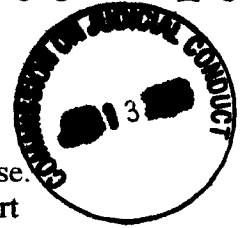
Dated: April 21, 2009.

FOR THE COMMISSION

\s\ Keith Stott
Executive Director

Copies of this order were mailed to the complainant and the judge on April 21, 2009.

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



To Whom It May Concern:

On December 3, 2008, I was summoned for Jury Duty at the Court House. I arrived at approximately 8:15 a.m. and at 9:30 a.m., we were finally taken to the Court room.

Judge proceeded to give us instructions on how he would be asking us different questions and if any of us would answer "yes" to any of his questions, then he wanted to know the reasoning for that answer.

They called the first selection of prospective Jurors and as different questions were asked, some jurors were dismissed immediately as others replaced them. As I was called up to the jurors' chair, a young man asked for a restroom break. The Judge let us all for a 15 minute break. When we returned, I presumed the judge would ask me the preliminary questions, but instead, he continued on, and then broke for lunch.

When I came back, I asked for the Bailiff and told her that I was never asked if I would answer "yes" to any of the questions at which time I informed her that it would be a financial burden for me, plus I felt that I was very biased because I felt that the individual who was awaiting trial was guilty.

When we returned to court, Judge asked a couple of other people the preliminary questions, then he asked me what my question was. I told him that it would be a financial burden for me because I am a widow and that I felt that I was biased because I felt the individual going on trial was guilty. At that point, Judge got a very disgusted look on his face and asked me if I was serious. I told him I was very serious and he just looked at me like I was lying, then he dismissed me from the Jury.

Everyone else that he dismissed prior to me, he was very nice and polite too and thanked them for coming in. He made me feel so embarrassed and I don't think it was right the way he treated me. He made me feel like he thought I had gone to lunch and dreamed all this up so I could get out of jury duty, but he never gave me the opportunity to answer any of the preliminary questions, or I would have told him all of this at that time.

I'm writing this in hopes that something can be said or done to prevent other people from being made to feel so embarrassed and humiliated.

Sincerely,