

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 10-164

Complainant: No. 1396210669A

Judge: No. 1396210669B

ORDER

The commission considered the complaint filed in this matter, together with attached evidence and the judge's response, and found no evidence of ethical misconduct on the part of the judge. However, the commission decided to issue a private warning letter reminding the judge of his obligation to comply with Rule 4.3 of the Code of Judicial Conduct and to ensure that his campaign signs placed in view of passing motorists are clearly visible in their entirety.

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

Dated: August 27, 2010

FOR THE COMMISSION

\s\ William Brammer

J. William Brammer, Jr.
Commission Chair

Copies of this order were mailed to the complainant and the judge on August 27, 2010.

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

CONFIDENTIAL

State of Arizona

Commission on Judicial Conduct

1501 W. Washington Street, Suite 229

Phoenix, Arizona 85007

FOR OFFICE USE ONLY

2010-164

COMPLAINT AGAINST A JUDGE

Your name: _____

Judge's name: _____

Date: 6/21/10

Instructions: Use this form or plain paper of the same size to file a complaint. Attach additional pages, as needed. Please describe in your own words what the judge said or did that you believe constitutes judicial misconduct. To help us understand your concern, be specific and list all of the names, dates, times and places where the conduct occurred. Include only copies of original documents or court recordings that are relevant to your allegations. Print or type on one side of the paper only, and keep a copy of the complaint for your files.

To whom it may concern:

I would like to report a violation of Canon 4, Rule 4.3 of Campaign Standards and Communications. Please refer to the enclosed photographs of the campaign signs of _____, Justice of the Peace candidate. Clearly, these campaign signs are intended to mislead the public into believing that this candidate is a judge.

In the top left corner of his signage, reads (in extremely small font) "Return Former."

This signage is extremely deceiving to passersby on the street and is in clear violation of the Judicial Conduct Code.

Further, upon personal research, I have learned that Mr. _____ was never elected Justice of the Peace, which only further confuses the public. Finally, I have noted

per the Judicial conduct website, that Mr. _____ violates Advisory Opinion 98-03

which prohibits Pro Tem from utilizing the word "Judge" in any campaign materials.

Please look into this matter further and ensure that this candidate's campaign materials are honest and meet all codes of conduct. Thank you in advance for your assistance.

(Attach additional sheets as needed)