

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 11-271

Complainant: No. 1430310952A

Judge: No. 1430310952B

ORDER

The complainant alleged that a justice of the peace failed to disqualify himself despite a clear conflict and held secret proceedings.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After reviewing the information provided by the complainant, the case history, and judge's response, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: February 23, 2012.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on February 23, 2012.

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

State of Arizona
Commission on Judicial Conduct
1501 W. Washington, Suite 229
Phoenix, AZ 85007

COMPLAINT AGAINST A JUDGE

Complainant: Judge: 10/27/2011

See attached memo, APPELLANT MEMORANDA, October 21, 2011, Highland Justice Court, No. CC2011 appeal to Superior Court.

1. Judge has a conflict of interest with the Defendant in the case

2. Judge held secret attorney withdrawal proceedings without notice or opportunity to be heard by any parties in the case. The hearing was beneficial to

3. Judge heard and ruled on a motion to disqualify himself, a ruling which favored

4. Paragraphs 1, 2 and 3 not only reveal an impermissible appearance of impropriety in the proceedings because of a conflict of interest, paragraphs 2 and 3 reveal that the conflict of interest concretely infected the case denying parties rudimentary Due Process (notice, opportunity to be heard, Judge ruling on his own disqualification motion).