

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 11-290

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Complainant: No. 0308110684A

Judge: No. 0308110684B

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**ORDER**

A superior court judge voluntarily reported a delayed ruling.

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 review, the commission decided to dismiss this matter with a private advisory letter to the judge. The complaint is dismissed pursuant to Rules 16(b) and 23(a).

Dated: December 20, 2011.

FOR THE COMMISSION

/s/ Louis Dominguez

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Louis Frank Dominguez  
Commission Chair

Copies of this order were mailed to the complainant and the judge on December 20, 2011.

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

**Commission on Judicial Conduct**  
1501 W. Washington Street, Suite 229  
Phoenix, Arizona 85007

Dear Commission Members:

I wish to report a failure on my part to comply with the requirements of Article 6, §21 of the Arizona Constitution and Rule 91(e) of the Rules of the Supreme Court of Arizona.

The case at issue is \_\_\_\_\_ County Superior Court number CV-\_\_\_\_\_  
and involves a post-judgment ruling on attorney's fees. After a hearing on attorney's fees conducted on \_\_\_\_\_ the parties requested the opportunity to brief the matter and because of their respective schedules agreed to submit their briefs by \_\_\_\_\_, at which time the matter would be deemed under advisement. I would normally add the matter to my list of under advisement cases and calendar the deadline for ruling on the matter at that time, but for some reason I did not. Frankly, I have no explanation for inadvertently failing to calendar the deadline. I have taken steps with my staff to have them also keep a list of cases where a matter is under advisement to prevent this situation from happening again.

For your information, the matter was brought to my attention last Wednesday, \_\_\_\_\_ by a telephone call from one of the attorneys in the case and I ruled on the matter the following day, \_\_\_\_\_. A copy of the ruling has gone out to the attorneys involved in the case.

I sincerely apologize for my oversight in this case. I would be glad to provide additional information if needed or to talk to a member of the commission or staff member of the commission if needed.

Sincerely,